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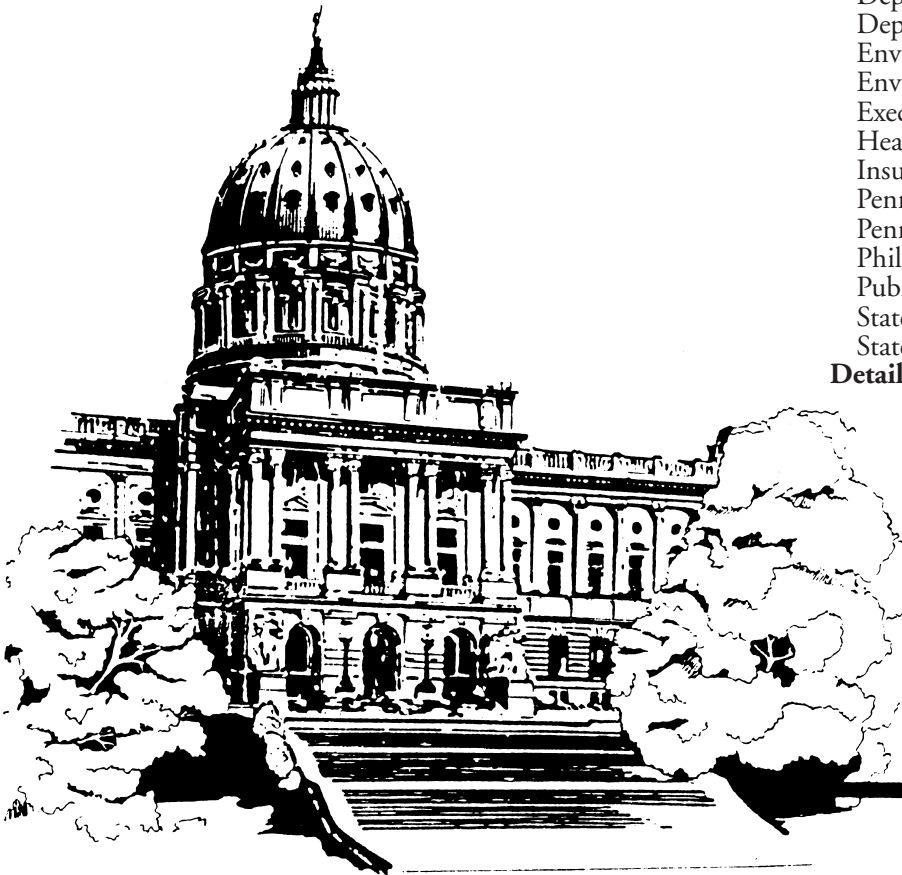
PENNSYLVANIA BULLETIN

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Department of Banking and Securities
Department of Community and Economic
Development
Department of Environmental Protection
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Department of Transportation
Environmental Hearing Board
Environmental Quality Board
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Insurance Department
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Pennsylvania Public Utility Commission
Philadelphia Regional Port Authority
Public School Employees' Retirement Board
State Board of Nursing
State Conservation Commission

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**Latest Pennsylvania Code Reporter
(Master Transmittal Sheet):**

No. 507, February 2017

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Pennsylvania Bulletin

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published every week and includes a table of contents. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. First, it is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, repeal or emergency action must be published in the *Pennsylvania Bulletin*. Further, agencies proposing changes to the codified text do so in the *Pennsylvania Bulletin*.

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Pennsylvania Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

The text of certain documents published in the *Pennsylvania Bulletin* is the only valid and enforceable text. Courts are required to take judicial notice of the *Pennsylvania Bulletin*.

Adoption, Amendment or Repeal of Regulations

Generally an agency wishing to adopt, amend or repeal regulations must first publish in the *Pennsylvania Bulletin* a Notice of Proposed Rulemaking. There are limited instances when the agency may omit the proposal step; it still must publish the adopted version.

The Notice of Proposed Rulemaking contains the full text of the change, the agency contact person, a fiscal note required by law and background for the action.

The agency then allows sufficient time for public comment before taking final action. An adopted proposal must be published in the *Pennsylvania Bulletin* before it can take effect. If the agency

wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, it must repropose.

Citation to the *Pennsylvania Bulletin*

Cite material in the *Pennsylvania Bulletin* by volume number, a page number and date. Example: Volume 1, *Pennsylvania Bulletin*, page 801, January 9, 1971 (short form: 1 Pa.B. 801 (January 9, 1971)).

Pennsylvania Code

The *Pennsylvania Code* is the official codification of rules and regulations issued by Commonwealth agencies and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes as soon as they occur. These changes are then permanently codified by the *Pennsylvania Code Reporter*, a monthly, loose-leaf supplement.

The *Pennsylvania Code* is cited by title number and section number. Example: Title 10 *Pennsylvania Code*, § 1.1 (short form: 10 Pa. Code § 1.1).

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government. Title 1 *Pennsylvania Code* lists every agency and its corresponding *Code* title location.

How to Find Documents

Search for your area of interest in the *Pennsylvania Code*. The *Pennsylvania Code* is available at www.pacode.com.

Source Notes give the history of regulations. To see if there have been recent changes, not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

A chronological table of the history of *Pennsylvania Code* sections may be found at www.legis.state.pa.us/cfdocs/legis/CH/Public/pcde_index.cfm.

The *Pennsylvania Bulletin* also publishes a quarterly List of Pennsylvania Code Sections Affected which lists the regulations in numerical order, followed by the citation to the *Pennsylvania Bulletin* in which the change occurred. The *Pennsylvania Bulletin* is available at www.pabulletin.com.

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Printing Format

Material proposed to be added to an existing rule or regulation is printed in **bold face** and material proposed to be deleted from a rule or regulation is enclosed in brackets [] and printed in **bold face**. Asterisks indicate ellipsis of *Pennsylvania Code* text retained without change. Proposed new or additional regulations are printed in ordinary style face.

Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised. A fiscal note provides the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the 5 succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the 5 succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The required information is published in the foregoing order immediately following the proposed change to which it relates; the omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years; in that order, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years, in that order. In item (8) the recommendation, if any, made by the Secretary of Budget is published with the fiscal note. See 4 Pa. Code § 7.231 *et seq.* Where “no fiscal impact” is published, the statement means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended.

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List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2017.

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THE COURTS

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT [204 PA. CODE CH. 81]

Proposed Amendments to Rule of Professional Conduct 1.15 Regarding the Disposition of Un- claimed or Unidentified Funds in Pennsylvania IOLTA Trust Accounts

Notice is hereby given that The Pennsylvania Interest on Lawyers Trust Account Board (IOLTA Board) of the Supreme Court of Pennsylvania is considering recommending that the Court amend Pennsylvania Rule of Professional Conduct 1.15 to provide for the disposition of unclaimed or unidentified funds in Pennsylvania IOLTA trust accounts.

Over the past several years the IOLTA Board has noticed an increase in attorneys seeking guidance on the ethical distribution of funds in an IOLTA trust account when the owner of the funds cannot be identified or located. It is an especially common question when an attorney is winding down a law practice in preparation for retirement or when attempts to contact a former client in order to return funds are unsuccessful. Currently, Pennsylvania Rule of Professional Conduct 1.15 does not specifically address the disposition of these funds.

Pennsylvania IOLTA trust accounts are used to hold "qualified funds" that are received as the result of the practice of law in Pennsylvania. As defined in Rule 1.15, qualified funds are generally those in which a client or other third party maintains an interest (such as pre-paid retainers, legal settlements, etc.) which are either nominal in amount or are reasonably expected to be held for such a short period of time that sufficient income will not be generated to justify the expense of administering a segregated account. Pursuant to the Supreme Court of Pennsylvania's July 17, 1996 Order, the IOLTA Board holds the beneficial interest in the interest income which is generated by the principal held in these accounts. With the approval of the Supreme Court, the IOLTA Board uses this interest income to provide civil legal aid grants to nonprofit organizations and law school clinical programs that serve low-income and disadvantaged Pennsylvanians with services ranging from representation for victims of domestic abuse, advocacy for individuals with disabilities, foreclosure prevention, as well as many other civil matters where a basic human need, such as access to shelter, nutrition, or healthcare is at stake. These important services help to increase access to justice and also ease the burden on the judicial resources necessary to assist *pro se* litigants.

In developing the proposed amendments, the IOLTA Board reviewed the rules of other states pertaining to unclaimed or unidentified funds held in IOLTA accounts. As recently as November 5, 2015, the Arkansas Supreme Court adopted a rule which requires attorneys that have been unable to identify or locate the owner of funds held in an IOLTA trust account for a period of two years, to direct such funds to the Arkansas Access to Justice Foundation. Illinois and West Virginia have also adopted

similar rules with varying periods of time provided in which an attorney must make efforts to identify and return the funds (twelve months and four months, respectively).

Additionally, Pennsylvania Rule of Disciplinary Enforcement 324 currently provides direction on the disposition of unknown purported client funds in a number of scenarios where it becomes necessary to appoint a conservator to manage the affairs for an attorney; such as when an attorney is subject to an emergency interim suspension and there is no known successor to the attorney's practice. If the state of the financial accounts and records of the absent attorney render a determination as to ownership of purported client funds unreasonable and impractical, conservators are directed to petition the appointing court for permission to direct such funds to the Pennsylvania Lawyers Fund for Client Security, whose mission is to reimburse victims of attorney dishonesty in the practice of law and to promote public confidence in the legal profession and administration of justice. Consequently, just as Pennsylvania Rule of Disciplinary Enforcement 324 provides for the disposition of unknown funds in a manner which promotes the protection of former clients that may subsequently turn to the Pennsylvania Lawyers Fund for Client Security for assistance; so too would directing unclaimed or unidentified IOLTA funds to the IOLTA Board (in scenarios where a conservator is not needed) advance the mission of the IOLTA Board to fund civil legal assistance for low-income and disadvantaged Pennsylvanians.

In order to provide clarity on the disposition of unclaimed or unidentified funds held in Pennsylvania IOLTA trust accounts, the IOLTA Board proposes amending Pennsylvania Rule of Professional Conduct 1.15 so that subsection (u) would provide that, should reasonable efforts to identify or locate the owner of funds in a Pennsylvania IOLTA account prove unsuccessful, the unclaimed or unidentified funds would be paid to the Pennsylvania IOLTA Board along with the name and last known address of each person (if known) appearing in the law firm's records as being entitled to the funds in addition to a description of the efforts undertaken to identify or locate the owner. The amended language would also provide that if the lawyer, law firm, or deceased lawyer's estate which remitted the funds to the IOLTA Board, subsequently identifies and locates the owner of the funds within two years following the payment to the IOLTA Board, the IOLTA Board shall refund the funds to the lawyer, law firm, or deceased lawyer's estate, who must provide a verification attesting that funds have been returned to the owner.

Interested persons are invited to submit written comments by mail, e-mail, or fax regarding the proposed amendments to: Pennsylvania Interest on Lawyers Trust Accounts Board, PO Box 62445, Harrisburg, PA 17106-2445; fax number (717) 238-2003; e-mail address paiolta@pacourts.us on or before April 12, 2017.

*By the Pennsylvania Interest on Lawyers Trust
Account Board of the Supreme Court of Pennsylvania*

STEPHANIE S. LIBHART,
Executive Director

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT

Subpart A. PROFESSIONAL RESPONSIBILITY

CHAPTER 81. RULES OF PROFESSIONAL CONDUCT

Subchapter A. RULES OF PROFESSIONAL CONDUCT

§ 81.4. Rules of Professional Conduct.

The following are the Rules of Professional Conduct:

CLIENT-LAWYER RELATIONSHIP

Rule 1.15. Safekeeping Property.

* * * * *

(t) The IOLTA Board shall hold the beneficial interest in IOLTA Funds. Monies received in the IOLTA program are not state or federal funds and are not subject to Article VI of the act of April 9, 1929 (P.L. 177, No. 175) known as The Administrative Code of 1929, or the act of June 29, 1976 (P.L. 469, No. 117).

(u) *Unclaimed or Unidentifiable IOLTA Funds*

(1) When a lawyer, law firm, or estate of a deceased lawyer, cannot, using reasonable efforts, identify or locate the owner of funds in its Pennsylvania IOLTA account for a period of at least two (2) years, it shall pay the funds to the Pennsylvania IOLTA Board. At the time such funds are remitted, the lawyer shall submit to the IOLTA Board the name and last known address of each person appearing from the lawyer's or law firm's records to be entitled to the funds, if known; a description of the efforts undertaken to identify or locate the owner; and the amount of any unclaimed or unidentified funds.

(2) If, within two (2) years of making a payment of unclaimed or unidentified funds to the Pennsylvania IOLTA Board, the lawyer, law firm, or deceased lawyer's estate identifies and locates the owner of funds paid, the IOLTA Board shall refund the sum to the lawyer, law firm, or deceased lawyer's estate. The lawyer, law firm or deceased lawyer's estate shall submit to the IOLTA Board a verification attesting that the funds have been returned to the owner. The IOLTA Board shall maintain sufficient reserve to pay all claims for such funds.

[(u)] (v) Every attorney who is required to pay an active annual assessment under Rule 219 of the Pennsylvania Rules of Disciplinary Enforcement (relating to annual registration of attorneys) shall pay an additional annual fee of \$30.00 for use by the IOLTA Board. Such additional assessment shall be added to, and collected with and in the same manner as, the basic annual assessment. All amounts received pursuant to this subdivision shall be credited to the IOLTA Board.

* * * * *

[Pa.B. Doc. No. 17-321. Filed for public inspection February 24, 2017, 9:00 a.m.]

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL

[231 PA. CODE CH. 1910]

Order Amending Rules 1910.16-1, 1910.16-2, 1910.16-3, 1910.16-3.1, 1910.16-4, 1910.16-6 and 1910.16-7 of the Rules of Civil Procedure; No. 658 Civil Procedural Rules Doc.

Order

Per Curiam

And Now, this 10th day of February, 2017, upon the recommendation of the Domestic Relations Procedural Rules Committee; the proposal having been published for public comment in the *Pennsylvania Bulletin*, 46 Pa.B. 2275 (May 7, 2016):

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rules 1910.16-1, 1910.16-2, 1910.16-3, 1910.16-3.1, 1910.16-4, 1910.16-6, and 1910.16-7 of the Pennsylvania Rules of Civil Procedure are amended in the following form.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective in May 1, 2017.

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 1910. ACTIONS FOR SUPPORT

Rule 1910.16-1. Amount of Support. Support Guidelines.

(a) *Applicability of the Support Guidelines.*

(1) Except as [set forth] provided in subdivision (2) [below], the support guidelines [set forth] determine the amount of support which a spouse or parent should pay [on the basis of both parties' net monthly incomes as defined in Rule] based on the parties' combined monthly net incomes as defined in Pa.R.C.P. No. 1910.16-2 and the number of persons being supported.

(2) In actions in which the plaintiff is a public body or private agency pursuant to [Rule] Pa.R.C.P. No. 1910.3, the amount of the order shall be calculated under the guidelines based upon each obligor's monthly net [monthly] income as defined in [Rule] Pa.R.C.P. No. 1910.16-2, with the public or private entity's income as zero. In such cases, each parent shall be treated as a separate obligor and a parent's obligation will be based upon his or her own monthly net income without regard to the income of the other parent.

(i) The amount of basic child support owed to other children not in placement shall be deducted from each parent's monthly net income before calculating support for the child or children in placement, including the amount of direct support the guidelines assume will be provided by the custodial parent.

Example 1. Mother and Father have three children and do not live in the same household. Mother has primary custody of two children and monthly net income of \$2,000 per month. Father's monthly net [monthly]

income is \$3,000. The parties' third child is in foster care placement. Pursuant to the schedule [**at Rule**] in **Pa.R.C.P. No. 1910.16-3**, the basic child support amount for the two children with Mother is [**\$1,369**] **\$1,415**. As Father's income is 60% of the parties' combined monthly net income, his basic support obligation to Mother is [**\$821**] **\$849** per month. The guidelines assume that Mother will provide [**\$548**] **\$566** per month in direct expenditures to the two children in her home. The agency/obligee brings an action against each parent for the support of the child in placement. Father/obligor's income will be [**\$2,179**] **\$2,151** for purposes of this calculation (\$3,000 [**net**] less [**\$821**] **\$849** in support for the children with Mother). [**Because**] As the agency/obligee's income is zero, Father's support for the child in placement will be 100% of the schedule amount of basic support for one child at the [**\$2,179**] **\$2,151** income level, or [**\$520**] **\$509** per month. Mother/obligor's income will be [**\$1,452**] **\$1,434** for purposes of this calculation (\$2,000 [**net**] less [**\$548**] **\$566** in direct support to the children in her custody). Her support obligation will be 100% of the schedule amount for one child at that income level, or \$348 per month.

Example 2. Mother and Father have two children in placement. Father owes child support of \$500 per month for two children of a former marriage. At the same income levels as [**above**] in **Example 1**, Father's income for determining his obligation to the children in placement would be \$2,500 (\$3,000 less \$500 support for two children of prior marriage). His obligation to the agency would be [**\$848**] **\$849** per month (100% of the schedule amount for two children at the \$2,500 per month income level). Mother's income would not be diminished as she owes no other child support. She would owe [**\$685**] **\$686** for the children in placement (100% of the schedule amount for two children at the \$2,000 income level).

(ii) If the parents reside in the same household, their respective obligations to the children who remain in the household and are not in placement shall be calculated according to the guidelines, with the parent having the higher income as the obligor, and [**that**] **the calculated support** amount shall be deducted from the parents' **monthly net [monthly]** incomes for purposes of calculating support for the child(ren) in placement.

Example 3. Mother and Father have four children, two of whom are in placement. Mother's **monthly net [monthly]** income is \$4,000 and Father's is \$3,000. The basic support amount for the two children in the home is [**\$1,628**] **\$1,660**, according to the schedule [**at Rule**] in **Pa.R.C.P. No. 1910.16-3**. As Mother's income is 57% of the parties' combined **monthly net [monthly]** incomes, her share would be [**\$928**] **\$946**, and Father's 43% share would be [**\$700**] **\$714**. Mother's income for purposes of calculating support for the two children in placement would be [**\$3,072**] **\$3,054** (\$4,000 less [**\$928**] **\$946**). She would pay 100% of the basic child support at that income level, or \$1,032, for the children in placement. Father's income would be [**\$2,300**] **\$2,286** (\$3,000 less [**\$700**] **\$714**) and his obligation to the children in placement would be [**\$782**] **\$784**.

* * * * *

Rule 1910.16-2. Support Guidelines. Calculation of **Monthly Net Income**.

Generally, the amount of support to be awarded is based upon the parties' monthly net income.

* * * * *

(b) *Treatment of Public Assistance, SSI Benefits, Social Security Payments to a Child Due to a Parent's Death, Disability or Retirement and Foster Care Payments.*

* * * * *

(3) *Foster Care Payments.* If either party to a support action is a foster parent and/or is receiving payments from a public or private agency for the care of a child who is not his or her biological or adoptive child, those payments shall not be included in the income of the foster parent or other caretaker for purposes of calculating child support for the foster parent's or other caretaker's biological or adoptive child.

Example 1. The obligor has **monthly net [monthly]** income of \$2,000. The obligee's **monthly net [monthly]** income is \$1,500 and the obligee, as primary custodial parent of the parties' two children, receives \$700 per month in Social Security derivative benefits on behalf of the children as a result of the obligor's disability. Add the children's benefit to the obligee's income, which now is \$2,200 per month. At the parties' combined **monthly net [monthly]** income of \$4,200, the amount of basic child support for two children is [**\$1,272**] **\$1,301**. As the obligor's income is 48% of the parties' combined monthly net income, the obligor's preliminary share of the basic support obligation is [**\$611**] **\$624**. However, because the obligor's disability created the children's Social Security derivative benefits that the obligee is receiving, the obligor's obligation is reduced by the amount of the benefit, \$700. As the **support** amount cannot be less than zero, the obligor's **support** obligation is \$0 per month. If it were the obligee's disability that created the benefit, the obligor's **support** obligation would remain [**\$611**] **\$624**. If the obligor were receiving the children's benefit as a result of the obligor's retirement or disability, the obligor's income would include the amount of the benefit and total \$2,700, or 64% of the parties' combined **monthly net [monthly]** income. The obligor's share of the basic support obligation would then be [**\$814**] **\$833** and would not be reduced by the amount of the children's benefit because the obligor, not the obligee, is receiving the benefit. Therefore, the obligor's **support** obligation is less if the obligee is receiving the benefit created by the obligor.

Example 2. Two children live with Grandmother who receives \$800 per month in Social Security death benefits for the children as a result of [**their father's**] **Father's** death. Grandmother also receives \$500 per month from a trust established by Father for the benefit of the children. Grandmother is employed and earns \$2,000 net per month. Grandmother seeks support from the children's mother, who earns \$1,500 net per month. For purposes of calculating Mother's support obligation, Grandmother's income will be [**\$1300**] **\$1,300**, the amount she receives on behalf of the children in Social Security derivative benefits and **the** income from the trust. (If Mother were receiving the benefit on behalf of the children it would be added to her income such that Mother's income would be \$2,300 and Grandmother's **income** would be \$500.) Therefore, [**the obligee's**] **Mother's** and Grandmother's combined **monthly net [monthly]** incomes total

\$2,800. The basic support amount at the \$2,800 income level for two children is [\$948] \$949. [Subtracting from that amount the \$800 in Social Security derivative benefits Grandmother receives for the children, results in a basic support amount of \$148. As Mother's income of \$1,500 is 54% of the parties' combined income of \$2,800, her support obligation to Grandmother is \$80 per month.] As Mother's income of \$1,500 is 54% of the parties' combined income of \$2,800, her portion of the basic support obligation is \$512. Since Mother's retirement or disability did not generate the child's derivative benefit, the benefit amount is not subtracted from her portion of the basic support amount and Mother owes Grandmother \$512. If Grandmother [were] was not receiving the children's derivative benefits or income from the trust, her income for purposes of calculating Mother's child support obligation would be zero, and Mother would pay 100% of the basic support amount because Grandmother has no [support obligation to] duty to support the children.

* * * * *

(e) *Net Income Affecting Application of the Support Guidelines.*

(1) *Low Income Cases.*

(A) [**When**] If the obligor's monthly net income and corresponding number of children fall into the shaded area of the schedule set forth in [**Rule**] Pa.R.C.P. No. 1910.16-3, the basic child support obligation shall [**first**] be calculated **initially** by using the obligor's income only. For example, [**where**] if the obligor has monthly net income of \$1,100, the presumptive amount of support for three children is [\$156] \$110 per month. This amount is determined directly from the schedule in [**Rule**] Pa.R.C.P. No. 1910.16-3. Next, calculate the obligor's child support obligation [**as in any other case, using both parties' monthly net incomes**] by using the parties' combined monthly net incomes and the formula in Pa.R.C.P. No. 1910.16-4. The lower of the two [**calculations**] calculated amounts shall be the obligor's basic child support obligation.

Example 1: The parties have two children. The obligor has **monthly** net [**monthly**] income of \$1,500, which falls into the shaded area of the schedule for two children. Using only the obligor's **monthly** net income, the amount of support for two children would be [\$518] \$472. Next, calculate support using [**both**] the parties'

combined monthly net incomes. The obligee has **monthly** net [**monthly**] income of \$2,500 so the combined **monthly** net [**monthly**] income of the parties is \$4,000. The basic child support amount at that income level for two children is [\$1,240] \$1,269. As the obligor's income is 38% of the combined **monthly** net [**monthly**] income of the parties, the obligor's share of the basic support amount is [\$471] \$482. As the amount of support the obligor would pay using **only** the obligor's income [**alone is more**] is less than the amount calculated using [**both parties'**] the parties' **combined monthly net** incomes, the lower amount would be awarded[. Thus], and the obligor's basic child support obligation [**is \$471**] would be \$472.

(B) In computing a basic spousal support or alimony *pendente lite* obligation, the presumptive amount of support shall not reduce the obligor's **monthly** net income below the Self-Support Reserve of [\$931] \$981 per month. [**For example, if**]

Example 2: If the obligor earns \$1,000 per month and the obligee earns \$300 per month, the formula in Part IV of [**Rule**] Pa.R.C.P. No. 1910.16-4 would result in a support obligation of \$280 per month ($\$1,000 - \$300 = \$700 \times 40\%$). Since this amount leaves the obligor with only \$720 per month, it must be adjusted so that the obligor retains at least [\$931] \$981 per month. The presumptive minimum amount of spousal support, therefore, is [\$69] \$19 per month in this case.

(C) When the obligor's monthly net income is [\$931] \$981 or less, the court may award support only after consideration of the parties' actual financial resources and living expenses.

* * * * *

Rule 1910.16-3. Support Guidelines. Basic Child Support Schedule.

The following schedule [**sets forth**] represents the amounts spent on children [**in**] of intact families by combined **monthly** net income and number of children. Combined **monthly** net income is on the vertical axis of the schedule and number of children is on the horizontal axis of the schedule. This schedule is used to find the basic child support obligation. Unless otherwise provided in these rules, the obligor's share of the basic support obligation shall be computed using the formula set forth in Part I of [**Rule**] Pa.R.C.P. No. 1910.16-4.

[Monthly Basic Child Support Schedule]						
Combined Adjusted Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
950	17	17	18	18	18	18
1000	62	63	64	64	65	66
1050	107	108	110	111	112	113
1100	152	154	156	157	159	161
1150	197	199	202	204	206	208
1200	242	245	248	250	253	256
1250	287	290	294	297	300	303

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
1300	313	336	340	343	347	351
1350	324	381	386	390	394	398
1400	336	427	432	436	441	446
1450	348	472	478	483	488	493
1500	360	518	524	529	535	541
1550	371	537	570	576	582	588
1600	383	554	616	622	629	636
1650	395	571	662	669	676	683
1700	406	587	690	715	723	731
1750	418	604	708	762	770	778
1800	429	620	727	808	817	826
1850	440	636	746	833	864	873
1900	452	652	765	854	911	921
1950	463	669	784	875	958	968
2000	474	685	803	897	986	1016
2050	486	701	821	918	1009	1063
2100	497	717	840	939	1032	1111
2150	509	733	859	960	1056	1147
2200	520	750	878	981	1079	1173
2250	531	766	897	1002	1102	1198
2300	543	782	916	1023	1125	1223
2350	554	798	934	1044	1148	1248
2400	565	815	953	1065	1171	1273
2450	577	831	973	1086	1195	1299
2500	588	848	992	1108	1219	1325
2550	600	865	1012	1130	1243	1352
2600	612	881	1032	1152	1268	1378
2650	623	898	1051	1174	1292	1404
2700	635	915	1071	1196	1316	1430
2750	646	931	1091	1218	1340	1457
2800	658	948	1110	1240	1364	1483
2850	669	965	1130	1262	1388	1509
2900	681	981	1150	1284	1412	1535
2950	692	998	1169	1306	1437	1562
3000	704	1015	1189	1328	1461	1588
3050	716	1032	1209	1350	1485	1614
3100	727	1048	1228	1372	1509	1640
3150	738	1065	1247	1393	1532	1666
3200	747	1077	1261	1408	1549	1684
3250	756	1089	1274	1423	1565	1701
3300	765	1101	1287	1438	1582	1719
3350	774	1113	1300	1453	1598	1737

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
3400	783	1125	1314	1468	1614	1755
3450	792	1137	1327	1482	1631	1772
3500	801	1149	1340	1497	1647	1790
3550	809	1161	1354	1512	1663	1808
3600	818	1173	1367	1527	1680	1826
3650	826	1184	1379	1540	1694	1841
3700	831	1192	1388	1551	1706	1854
3750	836	1200	1398	1562	1718	1867
3800	842	1208	1408	1572	1729	1880
3850	847	1216	1417	1583	1741	1893
3900	853	1224	1427	1594	1753	1906
3950	858	1232	1436	1604	1765	1918
4000	863	1240	1446	1615	1777	1931
4050	869	1248	1456	1626	1788	1944
4100	874	1256	1465	1637	1800	1957
4150	880	1264	1474	1647	1812	1969
4200	886	1272	1483	1657	1823	1981
4250	892	1280	1492	1667	1834	1993
4300	898	1288	1502	1677	1845	2005
4350	903	1296	1511	1687	1856	2018
4400	909	1304	1520	1697	1867	2030
4450	915	1312	1529	1708	1878	2042
4500	921	1320	1538	1718	1889	2054
4550	927	1328	1547	1728	1901	2066
4600	933	1336	1555	1737	1911	2078
4650	936	1340	1559	1742	1916	2083
4700	939	1344	1563	1746	1921	2088
4750	943	1348	1567	1750	1925	2093
4800	946	1352	1571	1754	1930	2098
4850	949	1356	1575	1759	1935	2103
4900	953	1360	1578	1763	1939	2108
4950	956	1364	1582	1767	1944	2113
5000	960	1369	1586	1772	1949	2118
5050	963	1373	1590	1776	1953	2123
5100	967	1378	1595	1781	1960	2130
5150	971	1384	1602	1789	1968	2139
5200	976	1390	1608	1797	1976	2148
5250	980	1396	1615	1804	1985	2157
5300	984	1402	1622	1812	1993	2167
5350	989	1408	1629	1820	2002	2176
5400	993	1414	1636	1827	2010	2185
5450	997	1420	1643	1835	2018	2194
5500	1002	1426	1650	1843	2027	2203
5550	1006	1432	1656	1850	2035	2212
5600	1011	1438	1663	1858	2044	2222

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
5650	1015	1444	1670	1866	2052	2231
5700	1019	1450	1677	1873	2061	2240
5750	1024	1456	1684	1881	2069	2249
5800	1028	1462	1691	1889	2077	2258
5850	1033	1469	1698	1897	2087	2268
5900	1038	1476	1706	1906	2096	2278
5950	1043	1483	1714	1914	2105	2289
6000	1048	1490	1721	1923	2115	2299
6050	1053	1497	1729	1931	2124	2309
6100	1058	1504	1736	1940	2134	2319
6150	1063	1511	1744	1948	2143	2329
6200	1069	1517	1752	1957	2152	2340
6250	1074	1524	1759	1965	2162	2350
6300	1079	1531	1767	1974	2171	2360
6350	1084	1538	1775	1982	2181	2370
6400	1089	1545	1782	1991	2190	2380
6450	1094	1552	1790	1999	2199	2391
6500	1099	1559	1798	2008	2209	2401
6550	1104	1566	1805	2017	2218	2411
6600	1109	1573	1813	2026	2228	2422
6650	1114	1580	1821	2034	2238	2433
6700	1119	1587	1829	2043	2248	2443
6750	1123	1593	1837	2052	2257	2454
6800	1128	1600	1845	2061	2267	2465
6850	1133	1607	1853	2070	2277	2475
6900	1138	1614	1861	2079	2287	2486
6950	1143	1621	1869	2088	2297	2497
7000	1148	1628	1877	2097	2306	2507
7050	1153	1635	1885	2106	2316	2518
7100	1158	1642	1893	2115	2326	2528
7150	1162	1649	1901	2124	2336	2539
7200	1167	1655	1909	2132	2346	2550
7250	1172	1662	1917	2141	2356	2560
7300	1177	1669	1924	2150	2365	2570
7350	1182	1676	1932	2158	2374	2580
7400	1187	1682	1939	2166	2383	2590
7450	1191	1689	1946	2174	2392	2600
7500	1196	1695	1954	2182	2401	2609
7550	1201	1702	1961	2191	2410	2619
7600	1206	1708	1968	2199	2419	2629
7650	1210	1715	1976	2207	2428	2639
7700	1215	1722	1983	2215	2437	2649
7750	1220	1728	1990	2223	2446	2658
7800	1225	1735	1998	2231	2455	2668
7850	1230	1741	2005	2240	2464	2678

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
7900	1234	1748	2012	2248	2473	2688
7950	1239	1754	2020	2256	2482	2697
8000	1244	1761	2027	2264	2491	2707
8050	1249	1768	2034	2272	2500	2717
8100	1254	1774	2042	2281	2509	2727
8150	1258	1781	2049	2289	2518	2737
8200	1263	1787	2056	2297	2527	2746
8250	1268	1794	2064	2306	2536	2757
8300	1273	1801	2072	2315	2546	2768
8350	1278	1808	2081	2324	2556	2779
8400	1283	1815	2089	2333	2567	2790
8450	1287	1822	2097	2343	2577	2801
8500	1292	1829	2105	2352	2587	2812
8550	1297	1836	2114	2361	2597	2823
8600	1302	1843	2122	2370	2607	2834
8650	1307	1850	2130	2379	2617	2845
8700	1312	1857	2138	2389	2628	2856
8750	1317	1864	2147	2398	2638	2867
8800	1321	1871	2155	2407	2648	2878
8850	1326	1878	2163	2416	2658	2889
8900	1331	1885	2172	2426	2668	2900
8950	1336	1892	2180	2435	2678	2911
9000	1341	1899	2188	2444	2688	2922
9050	1346	1906	2196	2453	2699	2933
9100	1350	1913	2205	2463	2709	2944
9150	1355	1920	2213	2472	2719	2956
9200	1360	1927	2220	2480	2728	2966
9250	1362	1930	2224	2485	2733	2971
9300	1365	1934	2228	2489	2738	2976
9350	1367	1937	2232	2493	2742	2981
9400	1370	1940	2236	2497	2747	2986
9450	1372	1944	2239	2501	2752	2991
9500	1375	1947	2243	2506	2756	2996
9550	1377	1951	2247	2510	2761	3001
9600	1380	1954	2251	2514	2766	3006
9650	1382	1958	2255	2518	2770	3011
9700	1385	1961	2258	2523	2775	3016
9750	1387	1964	2262	2527	2780	3021
9800	1389	1968	2266	2531	2784	3027
9850	1392	1971	2270	2535	2789	3032
9900	1394	1975	2274	2540	2794	3037
9950	1397	1978	2277	2544	2798	3042
10000	1399	1981	2281	2548	2803	3047
10050	1402	1985	2285	2552	2808	3052
10100	1404	1988	2289	2557	2812	3057

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
10150	1407	1992	2293	2561	2817	3062
10200	1410	1997	2298	2567	2824	3070
10250	1415	2002	2304	2574	2831	3078
10300	1419	2008	2310	2581	2839	3086
10350	1423	2013	2316	2587	2846	3094
10400	1427	2019	2323	2594	2854	3102
10450	1431	2024	2329	2601	2861	3110
10500	1435	2030	2335	2608	2869	3118
10550	1439	2035	2341	2615	2876	3126
10600	1443	2041	2347	2621	2884	3134
10650	1447	2046	2353	2628	2891	3143
10700	1451	2052	2359	2635	2898	3151
10750	1456	2057	2365	2642	2906	3159
10800	1460	2063	2371	2649	2913	3167
10850	1464	2068	2377	2655	2921	3175
10900	1468	2074	2383	2662	2928	3183
10950	1472	2079	2389	2669	2936	3191
11000	1476	2085	2395	2676	2943	3199
11050	1480	2090	2402	2683	2951	3207
11100	1484	2096	2408	2689	2958	3216
11150	1488	2101	2414	2696	2966	3224
11200	1492	2107	2420	2703	2973	3232
11250	1496	2112	2426	2710	2981	3240
11300	1501	2118	2432	2716	2988	3248
11350	1505	2123	2438	2723	2996	3256
11400	1509	2130	2445	2731	3004	3265
11450	1514	2136	2452	2739	3013	3275
11500	1518	2142	2460	2747	3022	3285
11550	1523	2149	2467	2756	3031	3295
11600	1527	2155	2474	2764	3040	3305
11650	1532	2162	2482	2772	3049	3315
11700	1536	2168	2489	2780	3058	3324
11750	1541	2174	2496	2788	3067	3334
11800	1545	2181	2504	2797	3076	3344
11850	1550	2187	2511	2805	3085	3354
11900	1554	2194	2519	2813	3094	3364
11950	1559	2200	2526	2821	3104	3374
12000	1563	2206	2533	2830	3113	3383
12050	1568	2213	2541	2838	3122	3393
12100	1572	2219	2548	2846	3131	3403
12150	1577	2226	2555	2854	3140	3413
12200	1581	2232	2563	2863	3149	3423
12250	1586	2238	2570	2871	3158	3433
12300	1591	2245	2577	2879	3167	3442
12350	1595	2251	2585	2887	3176	3452

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
12400	1600	2258	2592	2895	3185	3462
12450	1604	2264	2600	2904	3194	3472
12500	1609	2271	2607	2912	3203	3482
12550	1613	2277	2614	2920	3212	3492
12600	1618	2283	2622	2928	3221	3501
12650	1622	2290	2629	2937	3230	3511
12700	1627	2296	2636	2945	3239	3521
12750	1631	2303	2644	2953	3248	3531
12800	1636	2309	2651	2961	3257	3541
12850	1640	2315	2658	2969	3266	3551
12900	1645	2322	2666	2978	3275	3560
12950	1649	2328	2673	2986	3285	3570
13000	1654	2335	2681	2994	3294	3580
13050	1658	2341	2688	3002	3303	3590
13100	1663	2347	2695	3011	3312	3600
13150	1668	2354	2703	3019	3321	3610
13200	1672	2360	2710	3027	3330	3619
13250	1677	2367	2717	3035	3339	3629
13300	1681	2373	2725	3044	3348	3639
13350	1685	2378	2730	3050	3355	3646
13400	1688	2383	2735	3055	3361	3653
13450	1691	2387	2741	3061	3367	3660
13500	1695	2392	2746	3067	3374	3667
13550	1698	2397	2751	3073	3380	3674
13600	1702	2401	2756	3079	3386	3681
13650	1705	2406	2761	3084	3393	3688
13700	1708	2411	2767	3090	3399	3695
13750	1712	2415	2772	3096	3406	3702
13800	1715	2420	2777	3102	3412	3709
13850	1718	2424	2782	3108	3418	3716
13900	1722	2429	2787	3113	3425	3723
13950	1725	2434	2793	3119	3431	3730
14000	1729	2438	2798	3125	3438	3737
14050	1732	2443	2803	3131	3444	3744
14100	1735	2448	2808	3137	3450	3751
14150	1739	2452	2813	3143	3457	3758
14200	1742	2457	2819	3148	3463	3764
14250	1746	2462	2824	3154	3470	3771
14300	1749	2466	2829	3160	3476	3778
14350	1752	2471	2834	3166	3482	3785
14400	1756	2476	2839	3172	3489	3792
14450	1759	2480	2845	3177	3495	3799
14500	1763	2485	2850	3183	3502	3806
14550	1766	2490	2855	3189	3508	3813
14600	1769	2494	2860	3195	3514	3820

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
14650	1773	2499	2865	3201	3521	3827
14700	1776	2504	2871	3206	3527	3834
14750	1779	2508	2876	3212	3533	3841
14800	1783	2513	2881	3218	3540	3848
14850	1786	2518	2886	3224	3546	3855
14900	1790	2522	2891	3230	3553	3862
14950	1793	2527	2897	3235	3559	3869
15000	1796	2532	2902	3241	3565	3876
15050	1800	2536	2907	3247	3572	3883
15100	1803	2541	2912	3253	3578	3890
15150	1807	2546	2917	3259	3585	3896
15200	1810	2550	2923	3265	3591	3903
15250	1813	2555	2928	3270	3597	3910
15300	1817	2559	2933	3276	3604	3917
15350	1820	2564	2938	3282	3610	3924
15400	1823	2569	2943	3288	3617	3931
15450	1827	2573	2949	3294	3623	3938
15500	1830	2578	2954	3299	3629	3945
15550	1834	2583	2959	3305	3636	3952
15600	1837	2587	2964	3311	3642	3959
15650	1840	2592	2969	3317	3649	3966
15700	1844	2597	2975	3323	3655	3973
15750	1847	2601	2980	3328	3661	3980
15800	1851	2606	2985	3334	3668	3987
15850	1854	2611	2990	3340	3674	3994
15900	1857	2615	2995	3346	3680	4001
15950	1861	2620	3001	3352	3687	4008
16000	1864	2625	3006	3357	3693	4015
16050	1868	2629	3011	3363	3700	4022
16100	1871	2634	3016	3369	3706	4028
16150	1874	2639	3021	3375	3712	4035
16200	1878	2643	3027	3381	3719	4042
16250	1881	2648	3032	3387	3725	4049
16300	1884	2653	3037	3392	3732	4056
16350	1888	2657	3042	3398	3738	4063
16400	1891	2662	3047	3404	3744	4070
16450	1895	2667	3053	3410	3751	4077
16500	1898	2671	3058	3416	3757	4084
16550	1901	2676	3063	3421	3764	4091
16600	1905	2681	3068	3427	3770	4098
16650	1908	2685	3073	3433	3776	4105
16700	1912	2690	3079	3439	3783	4112
16750	1915	2694	3084	3445	3789	4119
16800	1918	2699	3089	3450	3795	4126
16850	1922	2704	3094	3456	3802	4133

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
16900	1925	2708	3099	3462	3808	4140
16950	1928	2713	3105	3468	3815	4147
17000	1932	2718	3110	3474	3821	4153
17050	1935	2722	3115	3480	3827	4160
17100	1939	2727	3120	3485	3834	4167
17150	1942	2732	3125	3491	3840	4174
17200	1945	2736	3131	3497	3847	4181
17250	1949	2741	3136	3503	3853	4188
17300	1952	2746	3141	3509	3859	4195
17350	1956	2750	3146	3514	3866	4202
17400	1959	2755	3151	3520	3872	4209
17450	1962	2760	3157	3526	3879	4216
17500	1966	2764	3162	3532	3885	4223
17550	1969	2769	3167	3538	3891	4230
17600	1973	2774	3172	3543	3898	4237
17650	1976	2778	3177	3549	3904	4244
17700	1979	2783	3183	3555	3911	4251
17750	1983	2788	3188	3561	3917	4258
17800	1986	2792	3193	3567	3923	4265
17850	1989	2797	3198	3572	3930	4272
17900	1993	2802	3203	3578	3936	4279
17950	1996	2806	3209	3584	3942	4285
18000	2000	2811	3214	3590	3949	4292
18050	2003	2816	3219	3596	3955	4299
18100	2006	2820	3224	3602	3962	4306
18150	2010	2825	3229	3607	3968	4313
18200	2013	2829	3235	3613	3974	4320
18250	2017	2834	3240	3619	3981	4327
18300	2020	2839	3245	3625	3987	4334
18350	2023	2843	3250	3631	3994	4341
18400	2027	2848	3255	3636	4000	4348
18450	2030	2853	3261	3642	4006	4355
18500	2033	2857	3266	3648	4013	4362
18550	2037	2862	3271	3654	4019	4369
18600	2040	2867	3276	3660	4026	4376
18650	2044	2871	3281	3665	4032	4383
18700	2047	2876	3287	3671	4038	4390
18750	2050	2881	3292	3677	4045	4397
18800	2054	2885	3297	3683	4051	4404
18850	2057	2890	3302	3689	4058	4411
18900	2061	2895	3307	3694	4064	4417
18950	2064	2899	3313	3700	4070	4424
19000	2067	2904	3318	3706	4077	4431
19050	2071	2909	3323	3712	4083	4438
19100	2074	2913	3328	3718	4089	4445

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
19150	2078	2918	3333	3724	4096	4452
19200	2081	2923	3339	3729	4102	4459
19250	2084	2927	3344	3735	4109	4466
19300	2088	2932	3349	3741	4115	4473
19350	2091	2937	3354	3747	4121	4480
19400	2094	2941	3360	3753	4128	4487
19450	2098	2946	3365	3758	4134	4494
19500	2101	2951	3370	3764	4141	4501
19550	2105	2955	3375	3770	4147	4508
19600	2108	2960	3380	3776	4153	4515
19650	2111	2964	3386	3782	4160	4522
19700	2115	2969	3391	3787	4166	4529
19750	2118	2974	3396	3793	4173	4536
19800	2122	2978	3401	3799	4179	4543
19850	2125	2983	3406	3805	4185	4549
19900	2128	2988	3412	3811	4192	4556
19950	2132	2992	3417	3816	4198	4563
20000	2135	2997	3422	3822	4205	4570
20050	2138	3002	3427	3828	4211	4577
20100	2142	3006	3432	3834	4217	4584
20150	2145	3011	3438	3840	4224	4591
20200	2149	3016	3443	3846	4230	4598
20250	2152	3020	3448	3851	4236	4605
20300	2155	3025	3453	3857	4243	4612
20350	2159	3030	3458	3863	4249	4619
20400	2162	3034	3464	3869	4256	4626
20450	2166	3039	3469	3875	4262	4633
20500	2169	3044	3474	3880	4268	4640
20550	2172	3048	3479	3886	4275	4647
20600	2176	3053	3484	3892	4281	4654
20650	2179	3058	3490	3898	4288	4661
20700	2183	3062	3495	3904	4294	4668
20750	2186	3067	3500	3909	4300	4675
20800	2189	3072	3505	3915	4307	4681
20850	2193	3076	3510	3921	4313	4688
20900	2196	3081	3516	3927	4320	4695
20950	2199	3086	3521	3933	4326	4702
21000	2203	3090	3526	3938	4332	4709
21050	2206	3095	3531	3944	4339	4716
21100	2210	3099	3536	3950	4345	4723
21150	2213	3104	3542	3956	4352	4730
21200	2216	3109	3547	3962	4358	4737
21250	2220	3113	3552	3968	4364	4744
21300	2223	3118	3557	3973	4371	4751
21350	2227	3123	3562	3979	4377	4758

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
21400	2230	3127	3568	3985	4383	4765
21450	2233	3132	3573	3991	4390	4772
21500	2237	3137	3578	3997	4396	4779
21550	2240	3141	3583	4002	4403	4786
21600	2243	3146	3588	4008	4409	4793
21650	2247	3150	3593	4013	4415	4799
21700	2250	3155	3597	4017	4419	4804
21750	2253	3159	3601	4022	4424	4809
21800	2257	3163	3605	4026	4428	4814
21850	2260	3167	3609	4030	4433	4819
21900	2263	3171	3613	4034	4438	4824
21950	2267	3175	3618	4039	4442	4829
22000	2270	3179	3622	4043	4447	4834
22050	2273	3183	3626	4047	4452	4839
22100	2277	3187	3630	4051	4456	4844
22150	2280	3191	3634	4055	4461	4849
22200	2283	3196	3638	4060	4466	4854
22250	2287	3200	3642	4064	4470	4859
22300	2290	3204	3646	4068	4475	4864
22350	2293	3208	3650	4072	4480	4869
22400	2297	3212	3654	4077	4484	4874
22450	2300	3216	3659	4081	4489	4879
22500	2303	3220	3663	4085	4493	4884
22550	2307	3224	3667	4089	4498	4889
22600	2310	3228	3671	4093	4503	4894
22650	2313	3233	3675	4098	4507	4900
22700	2316	3237	3679	4102	4512	4905
22750	2320	3241	3683	4106	4517	4910
22800	2323	3245	3687	4110	4521	4915
22850	2326	3249	3691	4114	4526	4920
22900	2330	3253	3695	4119	4531	4925
22950	2333	3257	3700	4123	4535	4930
23000	2336	3261	3704	4127	4540	4935
23050	2340	3265	3708	4131	4544	4940
23100	2343	3269	3712	4136	4549	4945
23150	2346	3274	3716	4140	4554	4950
23200	2350	3278	3720	4144	4558	4955
23250	2353	3282	3724	4148	4563	4960
23300	2356	3286	3728	4152	4568	4965
23350	2360	3290	3732	4157	4572	4970
23400	2363	3294	3736	4161	4577	4975
23450	2366	3298	3740	4165	4582	4980
23500	2370	3302	3745	4169	4586	4985
23550	2373	3306	3749	4174	4591	4990
23600	2376	3311	3753	4178	4596	4995

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
23650	2380	3315	3757	4182	4600	5000
23700	2383	3319	3761	4186	4605	5005
23750	2386	3323	3765	4190	4609	5010
23800	2389	3327	3769	4195	4614	5016
23850	2393	3331	3773	4199	4619	5021
23900	2396	3335	3777	4203	4623	5026
23950	2399	3339	3781	4207	4628	5031
24000	2403	3343	3786	4212	4633	5036
24050	2406	3347	3790	4216	4637	5041
24100	2409	3352	3794	4220	4642	5046
24150	2413	3356	3798	4224	4647	5051
24200	2416	3360	3802	4228	4651	5056
24250	2419	3364	3806	4233	4656	5061
24300	2423	3368	3810	4237	4661	5066
24350	2426	3372	3814	4241	4665	5071
24400	2429	3376	3818	4245	4670	5076
24450	2433	3380	3822	4250	4674	5081
24500	2436	3384	3827	4254	4679	5086
24550	2439	3389	3831	4258	4684	5091
24600	2443	3393	3835	4262	4688	5096
24650	2446	3397	3839	4266	4693	5101
24700	2449	3401	3843	4271	4698	5106
24750	2452	3405	3847	4275	4702	5111
24800	2456	3409	3851	4279	4707	5116
24850	2459	3413	3855	4283	4712	5121
24900	2462	3417	3859	4287	4716	5127
24950	2466	3421	3863	4292	4721	5132
25000	2469	3425	3867	4296	4726	5137
25050	2472	3430	3872	4300	4730	5142
25100	2476	3434	3876	4304	4735	5147
25150	2479	3438	3880	4309	4739	5152
25200	2482	3442	3884	4313	4744	5157
25250	2486	3446	3888	4317	4749	5162
25300	2489	3450	3892	4321	4753	5167
25350	2492	3454	3896	4325	4758	5172
25400	2496	3458	3900	4330	4763	5177
25450	2499	3462	3904	4334	4767	5182
25500	2502	3467	3908	4338	4772	5187
25550	2506	3471	3913	4342	4777	5192
25600	2509	3475	3917	4347	4781	5197
25650	2512	3479	3921	4351	4786	5202
25700	2515	3483	3925	4355	4790	5207
25750	2519	3487	3929	4359	4795	5212
25800	2522	3491	3933	4363	4800	5217
25850	2525	3495	3937	4368	4804	5222

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
25900	2529	3499	3941	4372	4809	5227
25950	2532	3503	3945	4376	4814	5232
26000	2535	3508	3949	4380	4818	5238
26050	2539	3512	3954	4385	4823	5243
26100	2542	3516	3958	4389	4828	5248
26150	2545	3520	3962	4393	4832	5253
26200	2549	3524	3966	4397	4837	5258
26250	2552	3528	3970	4401	4842	5263
26300	2555	3532	3974	4406	4846	5268
26350	2559	3536	3978	4410	4851	5273
26400	2562	3540	3982	4414	4855	5278
26450	2565	3545	3986	4418	4860	5283
26500	2569	3549	3990	4423	4865	5288
26550	2572	3553	3994	4427	4869	5293
26600	2575	3557	3999	4431	4874	5298
26650	2579	3561	4003	4435	4879	5303
26700	2582	3565	4007	4439	4883	5308
26750	2585	3569	4011	4444	4888	5313
26800	2588	3573	4015	4448	4893	5318
26850	2592	3577	4019	4452	4897	5323
26900	2595	3581	4023	4456	4902	5328
26950	2598	3586	4027	4460	4907	5333
27000	2602	3590	4031	4465	4911	5338
27050	2605	3594	4035	4469	4916	5343
27100	2608	3598	4040	4473	4920	5349
27150	2612	3602	4044	4477	4925	5354
27200	2615	3606	4048	4482	4930	5359
27250	2618	3610	4052	4486	4934	5364
27300	2622	3614	4056	4490	4939	5369
27350	2625	3618	4060	4494	4944	5374
27400	2628	3623	4064	4498	4948	5379
27450	2632	3627	4068	4503	4953	5384
27500	2635	3631	4072	4507	4958	5389
27550	2638	3635	4076	4511	4962	5394
27600	2642	3639	4081	4515	4967	5399
27650	2645	3643	4085	4520	4972	5404
27700	2648	3647	4089	4524	4976	5409
27750	2651	3651	4093	4528	4981	5414
27800	2655	3655	4097	4532	4985	5419
27850	2658	3659	4101	4536	4990	5424
27900	2661	3664	4105	4541	4995	5429
27950	2665	3668	4109	4545	4999	5434
28000	2668	3672	4113	4549	5004	5439
28050	2671	3676	4117	4553	5009	5444
28100	2675	3680	4121	4558	5013	5449

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
28150	2678	3684	4126	4562	5018	5454
28200	2681	3688	4130	4566	5023	5460
28250	2685	3692	4134	4570	5027	5465
28300	2688	3696	4138	4574	5032	5470
28350	2691	3701	4142	4579	5036	5475
28400	2695	3705	4146	4583	5041	5480
28450	2698	3709	4150	4587	5046	5485
28500	2701	3713	4154	4591	5050	5490
28550	2705	3717	4158	4595	5055	5495
28600	2708	3721	4162	4600	5060	5500
28650	2711	3725	4167	4604	5064	5505
28700	2715	3729	4171	4608	5069	5510
28750	2718	3733	4175	4612	5074	5515
28800	2721	3737	4179	4617	5078	5520
28850	2724	3742	4183	4621	5083	5525
28900	2728	3746	4187	4625	5088	5530
28950	2731	3750	4191	4629	5092	5535
29000	2734	3754	4195	4633	5097	5540
29050	2738	3758	4199	4638	5101	5545
29100	2741	3762	4203	4642	5106	5550
29150	2744	3766	4207	4646	5111	5555
29200	2748	3770	4212	4650	5115	5560
29250	2751	3774	4216	4655	5120	5565
29300	2754	3779	4220	4659	5125	5571
29350	2758	3783	4224	4663	5129	5576
29400	2761	3787	4228	4667	5134	5581
29450	2764	3791	4232	4671	5139	5586
29500	2768	3795	4236	4676	5143	5591
29550	2771	3799	4240	4680	5148	5596
29600	2774	3803	4244	4684	5153	5601
29650	2778	3807	4248	4688	5157	5606
29700	2781	3811	4253	4693	5162	5611
29750	2784	3816	4257	4697	5166	5616
29800	2787	3820	4261	4701	5171	5621
29850	2791	3824	4265	4705	5176	5626
29900	2794	3828	4269	4709	5180	5631
29950	2797	3832	4273	4714	5185	5636
30000	2801	3836	4277	4718	5190	5641]

(Editor's Note: The following chart is new and printed in regular type to enhance readability.)

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Monthly Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
1000	17	17	18	18	18	18
1050	62	63	64	64	65	66

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Monthly Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
1100	107	108	110	111	112	113
1150	152	154	156	157	159	161
1200	197	199	202	204	206	208
1250	242	245	248	250	253	256
1300	287	290	294	297	300	303
1350	325	336	340	343	347	351
1400	336	381	386	390	394	398
1450	348	427	432	436	441	446
1500	360	472	478	483	488	493
1550	372	518	524	529	535	541
1600	383	555	570	576	582	588
1650	395	571	616	622	629	636
1700	407	588	662	669	676	683
1750	418	605	708	715	723	731
1800	430	621	730	762	770	778
1850	441	638	748	808	817	826
1900	452	654	767	855	864	873
1950	464	670	786	878	911	921
2000	475	686	805	899	958	968
2050	487	703	824	920	1005	1016
2100	498	719	843	941	1035	1063
2150	509	735	861	962	1058	1111
2200	521	751	880	983	1081	1158
2250	532	768	899	1004	1105	1201
2300	543	784	918	1025	1128	1226
2350	555	800	937	1046	1151	1251
2400	566	816	956	1067	1174	1276
2450	578	832	974	1088	1197	1301
2500	589	849	993	1109	1220	1326
2550	600	865	1012	1131	1244	1352
2600	612	882	1032	1153	1268	1378
2650	623	898	1052	1175	1292	1404
2700	635	915	1071	1197	1316	1431
2750	647	932	1091	1218	1340	1457
2800	658	949	1111	1240	1364	1483
2850	670	965	1130	1262	1389	1509
2900	681	982	1150	1284	1413	1536
2950	693	999	1169	1306	1437	1562
3000	704	1015	1189	1328	1461	1588
3050	716	1032	1209	1350	1485	1614
3100	727	1049	1228	1372	1509	1641
3150	739	1065	1248	1394	1534	1667
3200	751	1082	1268	1416	1558	1693
3250	762	1099	1287	1438	1582	1719
3300	774	1115	1307	1460	1606	1745

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Monthly Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
3350	782	1127	1320	1475	1622	1763
3400	791	1140	1333	1489	1638	1781
3450	800	1152	1347	1504	1655	1799
3500	809	1164	1360	1519	1671	1817
3550	818	1176	1373	1534	1687	1834
3600	827	1188	1387	1549	1704	1852
3650	836	1200	1400	1564	1720	1870
3700	845	1212	1413	1579	1737	1888
3750	853	1224	1427	1594	1753	1905
3800	862	1236	1440	1608	1769	1923
3850	868	1245	1450	1620	1782	1937
3900	873	1253	1460	1630	1793	1949
3950	879	1261	1469	1641	1805	1962
4000	884	1269	1479	1652	1817	1975
4050	890	1277	1488	1662	1829	1988
4100	895	1285	1498	1673	1840	2001
4150	900	1293	1508	1684	1852	2013
4200	906	1301	1517	1695	1864	2026
4250	911	1309	1527	1705	1876	2039
4300	917	1317	1536	1716	1888	2052
4350	922	1325	1545	1726	1899	2064
4400	928	1333	1555	1736	1910	2076
4450	934	1341	1564	1747	1921	2088
4500	940	1349	1573	1757	1932	2100
4550	946	1357	1582	1767	1943	2113
4600	952	1365	1591	1777	1955	2125
4650	957	1373	1600	1787	1966	2137
4700	963	1381	1609	1797	1977	2149
4750	969	1389	1618	1807	1988	2161
4800	975	1397	1627	1817	1999	2173
4850	979	1403	1633	1824	2006	2181
4900	983	1407	1637	1828	2011	2186
4950	986	1411	1641	1833	2016	2191
5000	990	1415	1644	1837	2020	2196
5050	993	1419	1648	1841	2025	2201
5100	996	1423	1652	1845	2030	2206
5150	1000	1427	1656	1850	2034	2211
5200	1003	1431	1660	1854	2039	2217
5250	1007	1436	1663	1858	2044	2222
5300	1010	1440	1667	1862	2049	2227
5350	1014	1445	1672	1868	2055	2234
5400	1018	1451	1679	1876	2063	2243
5450	1022	1457	1686	1883	2072	2252
5500	1027	1463	1693	1891	2080	2261
5550	1031	1469	1700	1899	2089	2270

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Monthly Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
5600	1036	1475	1707	1906	2097	2279
5650	1040	1481	1714	1914	2105	2289
5700	1044	1487	1720	1922	2114	2298
5750	1049	1493	1727	1929	2122	2307
5800	1053	1499	1734	1937	2131	2316
5850	1057	1505	1741	1945	2139	2325
5900	1062	1511	1748	1952	2148	2334
5950	1066	1517	1755	1960	2156	2343
6000	1071	1523	1761	1968	2164	2353
6050	1075	1529	1768	1975	2173	2362
6100	1079	1536	1775	1983	2181	2371
6150	1085	1542	1783	1992	2191	2381
6200	1090	1549	1791	2000	2200	2392
6250	1095	1556	1798	2009	2210	2402
6300	1100	1563	1806	2017	2219	2412
6350	1105	1570	1814	2026	2228	2422
6400	1110	1577	1821	2034	2238	2432
6450	1115	1584	1829	2043	2247	2443
6500	1120	1591	1836	2051	2256	2453
6550	1125	1598	1844	2060	2266	2463
6600	1130	1605	1852	2068	2275	2473
6650	1135	1612	1859	2077	2285	2483
6700	1140	1619	1867	2085	2294	2494
6750	1145	1625	1875	2094	2303	2504
6800	1151	1632	1882	2103	2313	2514
6850	1156	1639	1890	2111	2322	2524
6900	1160	1646	1898	2120	2332	2535
6950	1165	1653	1906	2129	2342	2546
7000	1170	1660	1914	2138	2352	2556
7050	1175	1667	1922	2147	2361	2567
7100	1180	1674	1930	2156	2371	2578
7150	1185	1681	1938	2165	2381	2588
7200	1190	1687	1946	2173	2391	2599
7250	1195	1694	1954	2182	2401	2609
7300	1199	1701	1962	2191	2410	2620
7350	1204	1708	1970	2200	2420	2631
7400	1209	1715	1978	2209	2430	2641
7450	1214	1722	1986	2218	2440	2652
7500	1219	1729	1994	2227	2450	2663
7550	1224	1736	2002	2236	2459	2673
7600	1229	1743	2010	2245	2469	2684
7650	1233	1749	2017	2253	2478	2694
7700	1238	1756	2024	2261	2487	2704
7750	1243	1762	2032	2269	2496	2714
7800	1248	1769	2039	2278	2505	2723

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Monthly Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
7850	1253	1776	2046	2286	2514	2733
7900	1257	1782	2054	2294	2523	2743
7950	1262	1789	2061	2302	2532	2753
8000	1267	1795	2068	2310	2541	2762
8050	1272	1802	2076	2319	2550	2772
8100	1276	1808	2083	2327	2559	2782
8150	1281	1815	2090	2335	2568	2792
8200	1286	1822	2098	2343	2577	2802
8250	1291	1828	2105	2351	2586	2811
8300	1296	1835	2112	2359	2595	2821
8350	1300	1841	2120	2368	2604	2831
8400	1305	1848	2127	2376	2613	2841
8450	1310	1854	2134	2384	2622	2850
8500	1315	1861	2142	2392	2631	2860
8550	1320	1868	2149	2400	2640	2870
8600	1324	1874	2156	2408	2649	2880
8650	1329	1881	2164	2417	2659	2890
8700	1334	1888	2172	2426	2669	2901
8750	1339	1895	2181	2436	2679	2912
8800	1344	1902	2189	2445	2689	2923
8850	1349	1909	2197	2454	2699	2934
8900	1353	1916	2205	2463	2710	2945
8950	1358	1923	2214	2473	2720	2956
9000	1363	1930	2222	2482	2730	2967
9050	1368	1937	2230	2491	2740	2978
9100	1373	1944	2238	2500	2750	2990
9150	1378	1951	2247	2509	2760	3001
9200	1383	1958	2255	2519	2771	3012
9250	1387	1965	2263	2528	2781	3023
9300	1392	1972	2271	2537	2791	3034
9350	1397	1979	2280	2546	2801	3045
9400	1402	1986	2288	2556	2811	3056
9450	1407	1993	2296	2565	2821	3067
9500	1412	2000	2304	2574	2831	3078
9550	1417	2007	2313	2583	2842	3089
9600	1421	2014	2321	2593	2852	3100
9650	1426	2020	2328	2601	2861	3110
9700	1428	2024	2332	2605	2866	3115
9750	1431	2027	2336	2609	2870	3120
9800	1433	2031	2340	2614	2875	3125
9850	1436	2034	2344	2618	2880	3130
9900	1438	2038	2347	2622	2884	3135
9950	1441	2041	2351	2626	2889	3140
10000	1443	2044	2355	2630	2894	3145
10050	1445	2048	2359	2635	2898	3150

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Monthly Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
10100	1448	2051	2363	2639	2903	3155
10150	1450	2055	2366	2643	2908	3160
10200	1453	2058	2370	2647	2912	3166
10250	1455	2061	2374	2652	2917	3171
10300	1458	2065	2378	2656	2922	3176
10350	1460	2068	2382	2660	2926	3181
10400	1463	2072	2385	2664	2931	3186
10450	1465	2075	2389	2669	2936	3191
10500	1468	2079	2393	2673	2940	3196
10550	1470	2082	2397	2677	2945	3201
10600	1473	2085	2401	2681	2950	3206
10650	1475	2089	2404	2686	2954	3211
10700	1479	2094	2410	2692	2961	3219
10750	1483	2100	2416	2699	2969	3227
10800	1487	2105	2422	2706	2976	3235
10850	1491	2111	2428	2713	2984	3243
10900	1495	2116	2434	2719	2991	3251
10950	1499	2122	2441	2726	2999	3260
11000	1504	2127	2447	2733	3006	3268
11050	1508	2133	2453	2740	3014	3276
11100	1512	2138	2459	2746	3021	3284
11150	1516	2144	2465	2753	3029	3292
11200	1520	2149	2471	2760	3036	3300
11250	1524	2155	2477	2767	3043	3308
11300	1528	2160	2483	2774	3051	3316
11350	1532	2166	2489	2780	3058	3324
11400	1536	2171	2495	2787	3066	3333
11450	1540	2177	2501	2794	3073	3341
11500	1545	2182	2507	2801	3081	3349
11550	1549	2188	2513	2808	3088	3357
11600	1553	2193	2520	2814	3096	3365
11650	1557	2199	2526	2821	3103	3373
11700	1561	2204	2532	2828	3111	3381
11750	1565	2210	2538	2835	3118	3389
11800	1569	2215	2544	2841	3126	3398
11850	1573	2221	2550	2848	3133	3406
11900	1577	2226	2556	2855	3141	3414
11950	1582	2232	2563	2863	3149	3423
12000	1586	2239	2570	2871	3158	3433
12050	1591	2245	2577	2879	3167	3442
12100	1595	2251	2585	2887	3176	3452
12150	1600	2258	2592	2895	3185	3462
12200	1604	2264	2600	2904	3194	3472
12250	1609	2271	2607	2912	3203	3482
12300	1613	2277	2614	2920	3212	3492

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Monthly Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
12350	1618	2283	2622	2928	3221	3501
12400	1622	2290	2629	2937	3230	3511
12450	1627	2296	2636	2945	3239	3521
12500	1631	2303	2644	2953	3248	3531
12550	1636	2309	2651	2961	3257	3541
12600	1640	2316	2658	2969	3266	3551
12650	1645	2322	2666	2978	3275	3560
12700	1649	2328	2673	2986	3285	3570
12750	1654	2335	2681	2994	3294	3580
12800	1659	2341	2688	3002	3303	3590
12850	1663	2348	2695	3011	3312	3600
12900	1668	2354	2703	3019	3321	3610
12950	1672	2360	2710	3027	3330	3619
13000	1677	2367	2717	3035	3339	3629
13050	1681	2373	2725	3044	3348	3639
13100	1686	2380	2732	3052	3357	3649
13150	1690	2386	2739	3060	3366	3659
13200	1695	2392	2747	3068	3375	3669
13250	1699	2399	2754	3076	3384	3678
13300	1704	2405	2762	3085	3393	3688
13350	1708	2412	2769	3093	3402	3698
13400	1713	2418	2776	3101	3411	3708
13450	1717	2424	2784	3109	3420	3718
13500	1722	2431	2791	3118	3429	3728
13550	1726	2437	2798	3126	3438	3737
13600	1731	2444	2806	3134	3447	3747
13650	1735	2450	2813	3142	3456	3757
13700	1740	2457	2820	3150	3465	3767
13750	1745	2463	2828	3159	3475	3777
13800	1749	2469	2835	3167	3484	3787
13850	1754	2476	2843	3175	3493	3797
13900	1758	2482	2850	3183	3502	3806
13950	1763	2489	2857	3192	3511	3816
14000	1766	2493	2863	3198	3517	3823
14050	1770	2498	2868	3203	3524	3830
14100	1773	2503	2873	3209	3530	3837
14150	1776	2507	2878	3215	3536	3844
14200	1780	2512	2883	3221	3543	3851
14250	1783	2517	2889	3227	3549	3858
14300	1786	2521	2894	3232	3556	3865
14350	1790	2526	2899	3238	3562	3872
14400	1793	2531	2904	3244	3568	3879
14450	1797	2535	2909	3250	3575	3886
14500	1800	2540	2915	3256	3581	3893
14550	1803	2545	2920	3261	3588	3900

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Monthly Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
14600	1807	2549	2925	3267	3594	3907
14650	1810	2554	2930	3273	3600	3914
14700	1814	2558	2935	3279	3607	3921
14750	1817	2563	2941	3285	3613	3927
14800	1820	2568	2946	3290	3620	3934
14850	1824	2572	2951	3296	3626	3941
14900	1827	2577	2956	3302	3632	3948
14950	1830	2582	2961	3308	3639	3955
15000	1834	2586	2967	3314	3645	3962
15050	1837	2591	2972	3320	3651	3969
15100	1841	2596	2977	3325	3658	3976
15150	1844	2600	2982	3331	3664	3983
15200	1847	2605	2987	3337	3671	3990
15250	1851	2610	2993	3343	3677	3997
15300	1854	2614	2998	3349	3683	4004
15350	1858	2619	3003	3354	3690	4011
15400	1861	2624	3008	3360	3696	4018
15450	1864	2628	3013	3366	3703	4025
15500	1868	2633	3019	3372	3709	4032
15550	1871	2638	3024	3378	3715	4039
15600	1874	2642	3029	3383	3722	4046
15650	1878	2647	3034	3389	3728	4053
15700	1881	2652	3039	3395	3735	4059
15750	1885	2656	3045	3401	3741	4066
15800	1888	2661	3050	3407	3747	4073
15850	1891	2666	3055	3412	3754	4080
15900	1895	2670	3060	3418	3760	4087
15950	1898	2675	3065	3424	3767	4094
16000	1902	2679	3071	3430	3773	4101
16050	1905	2684	3076	3436	3779	4108
16100	1908	2689	3081	3442	3786	4115
16150	1912	2693	3086	3447	3792	4122
16200	1915	2698	3091	3453	3798	4129
16250	1918	2703	3097	3459	3805	4136
16300	1922	2707	3102	3465	3811	4143
16350	1925	2712	3107	3471	3818	4150
16400	1929	2717	3112	3476	3824	4157
16450	1932	2721	3117	3482	3830	4164
16500	1935	2726	3123	3488	3837	4171
16550	1939	2731	3128	3494	3843	4178
16600	1942	2735	3133	3500	3850	4184
16650	1946	2740	3138	3505	3856	4191
16700	1949	2745	3143	3511	3862	4198
16750	1952	2749	3149	3517	3869	4205
16800	1956	2754	3154	3523	3875	4212

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Monthly Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
16850	1959	2759	3159	3529	3882	4219
16900	1963	2763	3164	3534	3888	4226
16950	1966	2768	3169	3540	3894	4233
17000	1969	2773	3175	3546	3901	4240
17050	1973	2777	3180	3552	3907	4247
17100	1976	2782	3185	3558	3913	4254
17150	1979	2787	3190	3564	3920	4261
17200	1983	2791	3195	3569	3926	4268
17250	1986	2796	3201	3575	3933	4275
17300	1990	2801	3206	3581	3939	4282
17350	1993	2805	3211	3587	3945	4289
17400	1996	2810	3216	3593	3952	4296
17450	2000	2814	3221	3598	3958	4303
17500	2003	2819	3227	3604	3965	4310
17550	2007	2824	3232	3610	3971	4316
17600	2010	2828	3237	3616	3977	4323
17650	2013	2833	3242	3622	3984	4330
17700	2017	2838	3247	3627	3990	4337
17750	2020	2842	3253	3633	3997	4344
17800	2023	2847	3258	3639	4003	4351
17850	2027	2852	3263	3645	4009	4358
17900	2030	2856	3268	3651	4016	4365
17950	2034	2861	3273	3656	4022	4372
18000	2037	2866	3279	3662	4028	4379
18050	2040	2870	3284	3668	4035	4386
18100	2044	2875	3289	3674	4041	4393
18150	2047	2880	3294	3680	4048	4400
18200	2051	2884	3299	3685	4054	4407
18250	2054	2889	3305	3691	4060	4414
18300	2057	2894	3310	3697	4067	4421
18350	2061	2898	3315	3703	4073	4428
18400	2064	2903	3320	3709	4080	4435
18450	2067	2908	3325	3715	4086	4441
18500	2071	2912	3331	3720	4092	4448
18550	2074	2917	3336	3726	4099	4455
18600	2078	2922	3341	3732	4105	4462
18650	2081	2926	3346	3738	4112	4469
18700	2084	2931	3351	3744	4118	4476
18750	2088	2935	3357	3749	4124	4483
18800	2091	2940	3362	3755	4131	4490
18850	2095	2945	3367	3761	4137	4497
18900	2098	2949	3372	3767	4143	4504
18950	2101	2954	3377	3773	4150	4511
19000	2105	2959	3383	3778	4156	4518
19050	2108	2963	3388	3784	4163	4525

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Monthly Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
19100	2112	2968	3393	3790	4169	4532
19150	2115	2973	3398	3796	4175	4539
19200	2118	2977	3403	3802	4182	4546
19250	2122	2982	3409	3807	4188	4553
19300	2125	2987	3414	3813	4195	4560
19350	2128	2991	3419	3819	4201	4566
19400	2132	2996	3424	3825	4207	4573
19450	2135	3001	3429	3831	4214	4580
19500	2139	3005	3435	3837	4220	4587
19550	2142	3010	3440	3842	4227	4594
19600	2145	3015	3445	3848	4233	4601
19650	2149	3019	3450	3854	4239	4608
19700	2152	3024	3455	3860	4246	4615
19750	2156	3029	3461	3866	4252	4622
19800	2159	3033	3466	3871	4259	4629
19850	2162	3038	3471	3877	4265	4636
19900	2166	3043	3476	3883	4271	4643
19950	2169	3047	3481	3889	4278	4650
20000	2172	3052	3487	3895	4284	4657
20050	2176	3056	3492	3900	4290	4664
20100	2179	3061	3497	3906	4297	4671
20150	2183	3066	3502	3912	4303	4678
20200	2186	3070	3507	3918	4310	4685
20250	2189	3075	3513	3924	4316	4692
20300	2193	3080	3518	3929	4322	4698
20350	2196	3084	3523	3935	4329	4705
20400	2200	3089	3528	3941	4335	4712
20450	2203	3094	3533	3947	4342	4719
20500	2206	3098	3539	3953	4348	4726
20550	2210	3103	3544	3959	4354	4733
20600	2213	3108	3549	3964	4361	4740
20650	2216	3112	3554	3970	4367	4747
20700	2220	3117	3559	3976	4374	4754
20750	2223	3122	3565	3982	4380	4761
20800	2227	3126	3570	3988	4386	4768
20850	2230	3131	3575	3993	4393	4775
20900	2233	3136	3580	3999	4399	4782
20950	2237	3140	3585	4005	4405	4789
21000	2240	3145	3591	4011	4412	4796
21050	2244	3150	3596	4017	4418	4803
21100	2247	3154	3601	4022	4425	4810
21150	2250	3159	3606	4028	4431	4817
21200	2254	3164	3611	4034	4437	4823
21250	2257	3168	3617	4040	4444	4830
21300	2261	3173	3622	4046	4450	4837

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Monthly Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
21350	2264	3177	3627	4051	4457	4844
21400	2267	3182	3632	4057	4463	4851
21450	2271	3187	3637	4063	4469	4858
21500	2274	3191	3643	4069	4476	4865
21550	2277	3196	3648	4075	4482	4872
21600	2281	3201	3653	4080	4489	4879
21650	2284	3205	3658	4086	4495	4886
21700	2288	3210	3663	4092	4501	4893
21750	2291	3215	3669	4098	4508	4900
21800	2294	3219	3674	4104	4514	4907
21850	2298	3224	3679	4110	4520	4914
21900	2301	3229	3684	4115	4527	4921
21950	2305	3233	3689	4121	4533	4928
22000	2308	3238	3695	4127	4540	4935
22050	2311	3243	3700	4133	4546	4942
22100	2315	3247	3705	4139	4552	4949
22150	2318	3252	3710	4144	4559	4955
22200	2321	3257	3715	4150	4565	4962
22250	2325	3261	3721	4156	4572	4969
22300	2328	3266	3726	4162	4578	4976
22350	2332	3271	3731	4168	4584	4983
22400	2335	3275	3736	4173	4591	4990
22450	2338	3280	3741	4179	4597	4997
22500	2342	3285	3747	4185	4604	5004
22550	2345	3289	3752	4191	4610	5011
22600	2349	3294	3757	4197	4616	5018
22650	2352	3299	3762	4202	4623	5025
22700	2355	3303	3767	4208	4628	5031
22750	2359	3307	3771	4212	4633	5036
22800	2362	3311	3775	4216	4638	5041
22850	2365	3315	3779	4220	4642	5046
22900	2369	3319	3783	4224	4647	5051
22950	2372	3323	3787	4229	4652	5056
23000	2375	3328	3792	4233	4656	5061
23050	2378	3332	3796	4237	4661	5066
23100	2382	3336	3800	4241	4665	5071
23150	2385	3340	3804	4246	4670	5076
23200	2388	3344	3808	4250	4675	5081
23250	2392	3348	3812	4254	4679	5087
23300	2395	3352	3816	4258	4684	5092
23350	2398	3356	3820	4262	4689	5097
23400	2402	3360	3824	4267	4693	5102
23450	2405	3365	3828	4271	4698	5107
23500	2408	3369	3833	4275	4703	5112
23550	2412	3373	3837	4279	4707	5117

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Monthly Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
23600	2415	3377	3841	4284	4712	5122
23650	2418	3381	3845	4288	4717	5127
23700	2422	3385	3849	4292	4721	5132
23750	2425	3389	3853	4296	4726	5137
23800	2428	3393	3857	4300	4730	5142
23850	2432	3397	3861	4305	4735	5147
23900	2435	3401	3865	4309	4740	5152
23950	2438	3406	3869	4313	4744	5157
24000	2441	3410	3874	4317	4749	5162
24050	2445	3414	3878	4322	4754	5167
24100	2448	3418	3882	4326	4758	5172
24150	2451	3422	3886	4330	4763	5177
24200	2455	3426	3890	4334	4768	5182
24250	2458	3430	3894	4338	4772	5187
24300	2461	3434	3898	4343	4777	5192
24350	2465	3438	3902	4347	4782	5198
24400	2468	3442	3906	4351	4786	5203
24450	2471	3447	3910	4355	4791	5208
24500	2475	3451	3914	4359	4795	5213
24550	2478	3455	3919	4364	4800	5218
24600	2481	3459	3923	4368	4805	5223
24650	2485	3463	3927	4372	4809	5228
24700	2488	3467	3931	4376	4814	5233
24750	2491	3471	3935	4381	4819	5238
24800	2495	3475	3939	4385	4823	5243
24850	2498	3479	3943	4389	4828	5248
24900	2501	3484	3947	4393	4833	5253
24950	2504	3488	3951	4397	4837	5258
25000	2508	3492	3955	4402	4842	5263
25050	2511	3496	3960	4406	4846	5268
25100	2514	3500	3964	4410	4851	5273
25150	2518	3504	3968	4414	4856	5278
25200	2521	3508	3972	4419	4860	5283
25250	2524	3512	3976	4423	4865	5288
25300	2528	3516	3980	4427	4870	5293
25350	2531	3520	3984	4431	4874	5298
25400	2534	3525	3988	4435	4879	5303
25450	2538	3529	3992	4440	4884	5308
25500	2541	3533	3996	4444	4888	5314
25550	2544	3537	4000	4448	4893	5319
25600	2548	3541	4005	4452	4898	5324
25650	2551	3545	4009	4457	4902	5329
25700	2554	3549	4013	4461	4907	5334
25750	2558	3553	4017	4465	4911	5339
25800	2561	3557	4021	4469	4916	5344

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Monthly Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
25850	2564	3562	4025	4473	4921	5349
25900	2567	3566	4029	4478	4925	5354
25950	2571	3570	4033	4482	4930	5359
26000	2574	3574	4037	4486	4935	5364
26050	2577	3578	4041	4490	4939	5369
26100	2581	3582	4046	4494	4944	5374
26150	2584	3586	4050	4499	4949	5379
26200	2587	3590	4054	4503	4953	5384
26250	2591	3594	4058	4507	4958	5389
26300	2594	3598	4062	4511	4962	5394
26350	2597	3603	4066	4516	4967	5399
26400	2601	3607	4070	4520	4972	5404
26450	2604	3611	4074	4524	4976	5409
26500	2607	3615	4078	4528	4981	5414
26550	2611	3619	4082	4532	4986	5419
26600	2614	3623	4086	4537	4990	5424
26650	2617	3627	4091	4541	4995	5430
26700	2621	3631	4095	4545	5000	5435
26750	2624	3635	4099	4549	5004	5440
26800	2627	3640	4103	4554	5009	5445
26850	2630	3644	4107	4558	5014	5450
26900	2634	3648	4111	4562	5018	5455
26950	2637	3652	4115	4566	5023	5460
27000	2640	3656	4119	4570	5027	5465
27050	2644	3660	4123	4575	5032	5470
27100	2647	3664	4127	4579	5037	5475
27150	2650	3668	4132	4583	5041	5480
27200	2654	3672	4136	4587	5046	5485
27250	2657	3676	4140	4592	5051	5490
27300	2660	3681	4144	4596	5055	5495
27350	2664	3685	4148	4600	5060	5500
27400	2667	3689	4152	4604	5065	5505
27450	2670	3693	4156	4608	5069	5510
27500	2674	3697	4160	4613	5074	5515
27550	2677	3701	4164	4617	5079	5520
27600	2680	3705	4168	4621	5083	5525
27650	2684	3709	4173	4625	5088	5530
27700	2687	3713	4177	4629	5092	5535
27750	2690	3718	4181	4634	5097	5541
27800	2693	3722	4185	4638	5102	5546
27850	2697	3726	4189	4642	5106	5551
27900	2700	3730	4193	4646	5111	5556
27950	2703	3734	4197	4651	5116	5561
28000	2707	3738	4201	4655	5120	5566
28050	2710	3742	4205	4659	5125	5571

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Monthly Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
28100	2713	3746	4209	4663	5130	5576
28150	2717	3750	4213	4667	5134	5581
28200	2720	3754	4218	4672	5139	5586
28250	2723	3759	4222	4676	5143	5591
28300	2727	3763	4226	4680	5148	5596
28350	2730	3767	4230	4684	5153	5601
28400	2733	3771	4234	4689	5157	5606
28450	2737	3775	4238	4693	5162	5611
28500	2740	3779	4242	4697	5167	5616
28550	2743	3783	4246	4701	5171	5621
28600	2747	3787	4250	4705	5176	5626
28650	2750	3791	4254	4710	5181	5631
28700	2753	3796	4259	4714	5185	5636
28750	2756	3800	4263	4718	5190	5641
28800	2760	3804	4267	4722	5195	5646
28850	2763	3808	4271	4727	5199	5651
28900	2766	3812	4275	4731	5204	5657
28950	2770	3816	4279	4735	5208	5662
29000	2773	3820	4283	4739	5213	5667
29050	2776	3824	4287	4743	5218	5672
29100	2780	3828	4291	4748	5222	5677
29150	2783	3832	4295	4752	5227	5682
29200	2786	3837	4299	4756	5232	5687
29250	2790	3841	4304	4760	5236	5692
29300	2793	3845	4308	4764	5241	5697
29350	2796	3849	4312	4769	5246	5702
29400	2800	3853	4316	4773	5250	5707
29450	2803	3857	4320	4777	5255	5712
29500	2806	3861	4324	4781	5259	5717
29550	2810	3865	4328	4786	5264	5722
29600	2813	3869	4332	4790	5269	5727
29650	2816	3874	4336	4794	5273	5732
29700	2819	3878	4340	4798	5278	5737
29750	2823	3882	4345	4802	5283	5742
29800	2826	3886	4349	4807	5287	5747
29850	2829	3890	4353	4811	5292	5752
29900	2833	3894	4357	4815	5297	5757
29950	2836	3898	4361	4819	5301	5762
30000	2839	3902	4365	4824	5306	5768

* * * * *

Rule 1910.16-3.1. Support Guidelines. High Income Cases.

(a) *Child Support Formula.* [**When**] If the parties' combined monthly net income [**is above**] exceeds \$30,000, the following three-step process shall be applied to calculate the parties' respective child support obliga-

tions. The amount of support calculated pursuant to this three-step process shall [**in no event**] **not** be less than the amount of support that would have been awarded if the parties' combined **monthly** net [**monthly income were**] **income was** \$30,000. [**That**] **The calculated** amount shall be [**a**] the presumptive minimum **amount of support**.

(1) First, the following formula shall be applied as a preliminary analysis in calculating the amount of basic child support to be apportioned between the parties according to their respective **monthly net** incomes:

One child: [$\$2,801 + 8.5\%$] $\$2,839 + 8.6\%$ of combined **monthly net** income above \$30,000 [**per month**].

Two children: [$\$3,836 + 11.6\%$] $\$3,902 + 11.8\%$ of combined **monthly net** income above \$30,000 [**per month**].

Three children: [$\$4,277 + 12.6\%$] $\$4,365 + 12.9\%$ of combined **monthly net** income above \$30,000 [**per month**].

Four children: [$\$4,718 + 14.3\%$] $\$4,824 + 14.6\%$ of combined **monthly net** income above \$30,000 [**per month**].

Five children: [$\$5,190 + 15.8\%$] $\$5,306 + 16.1\%$ of combined **monthly net** income above \$30,000 [**per month**].

Six children: [$\$5,641 + 17.1\%$] $\$5,768 + 17.5\%$ of combined **monthly net** income above \$30,000 [**per month**];

* * * * *

Rule 1910.16-4. Support Guidelines. Calculation of Support Obligation, Formula.

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(c) *Substantial or Shared Physical Custody.*

(1) When the children spend 40% or more of their time during the year with the obligor, a rebuttable presumption arises that the obligor is entitled to a reduction in the basic support obligation to reflect this time. This rebuttable presumption also applies in high income cases decided pursuant to Rule 1910.16-3.1. Except as provided in subsection (2) below, the reduction shall be calculated pursuant to the formula set forth in Part II of subdivision (a) of this rule. For purposes of this provision, the time spent with the children shall be determined by the number of overnights they spend during the year with the obligor.

Example. [**Where**] If the obligor and the obligee have monthly net incomes of \$5,000 and \$2,300, respectively, their combined child support obligation is [**\$1,669**] **\$1,701** for two children. Using the income shares formula in Part I, the obligor's share of this obligation is 68%, or [**\$1,135**] **\$1,157**. If the children spend 40% of their time with the obligor, the formula in Part II applies to reduce his or her percentage share of the combined support obligation to 58%, or [**\$968**] **\$987**. If the children spend 45% of their time with the obligor, his or her percentage share of the combined obligation is reduced to 53%, or [**\$885**] **\$902**. If the children spend equal time with both parents, the obligor's percentage share is reduced to 48%, or [**\$801**] **\$816**.

(2) Without regard to which parent initiated the support action, when the children spend equal time with [**both**] **their** parents, the Part II formula cannot be applied unless the obligor is the parent with the higher income. [**In no event shall an order**] **An order shall not** be entered requiring the parent with the lower income to pay basic child support to the parent with the

higher income. However, [**nothing in**] this subdivision shall [**prevent**] **not preclude** the entry of an order requiring the parent with less income to contribute to additional expenses pursuant to [**Rule**] **Pa.R.C.P. No. 1910.16-6. [Pursuant to either party's initiating a support action] Based upon the evidence presented,** the trier of fact may enter an order against either party [**based upon the evidence presented**] without regard to which party initiated the action. [**In all cases in which**] If the parties share custody equally and the support calculation results in the obligee receiving a larger share of the parties' combined income, then the court shall adjust the support obligation so that the combined **monthly net** income is allocated equally between the two households. In those cases, [**no**] spousal support or alimony *pendente lite* shall **not** be awarded.

Example 1. Mother and Father have monthly net incomes of \$3,000 and \$2,700, respectively. Mother has filed for support for the parties' two children with whom [**they**] **the parties** share time equally. **As the parties have equal custody and Mother has the higher income, Mother cannot be the obligee. Although Mother initiated the support action, she would be the obligor.** Pursuant to the basic child support schedule [**at Rule**] **in Pa.R.C.P. No. 1910.16-3,** the support amount for two children at [**their parents' combined**] **the parties' combined monthly net** income level is [**\$1,450**] **\$1,487** per month. Mother's share is 53% of that amount, or [**\$769**] **\$788**. Father's share is 47%, or [**\$682**] **\$699**. [**Application of subdivisions a. and b. of the Part II formula results in a 20% reduction in support when each parent spends 50% of the time with the children. Because the parties share custody equally, Mother cannot be the obligee for purposes of the Part II calculation because she has the higher income of the two parents. In these circumstances, although Mother initiated the support action, she would become the obligor even if Father has not filed for support. Father cannot be an obligor in the Part II calculations nor can the amount of support Mother is obligated to pay to Father be offset by calculating Father's adjusted amount of support under Part II because a support order cannot be entered against the parent with the lesser income. Using Mother as the obligor, her] Application of lines 11a and 11b of the Part II formula results in a 20% reduction in support when the obligor has 50% custody of the children. Mother's adjusted percentage share of the basic support amount is 33% (53% - 20% = 33%). Her adjusted share of the basic support amount is [**\$479 (33% of \$1,450)**] **\$491 (33% of \$1,487)**. However, [**instead of \$479 per month**] **as this amount would result in Father having a greater share of the parties' combined monthly net income (\$3,191 vs. \$2,509),** Mother's support obligation would be adjusted to \$150 per month to allocate the parties' combined **monthly net** income equally between the two households[**. This is**] **and would be** the presumptive amount of basic support payable to Father under these circumstances.**

Example 2. [**Where**] If the obligor and the obligee have monthly net incomes of \$3,000 and \$2,500, respectively, **then** their combined child support obligation for two children is [**\$1,426**] **\$1,463**. The obligor's share of this obligation is 55%, or [**\$784**] **\$805 (\$1,463 × 55%)**. If

the children spend equal time with [**both**] the parents, the formula in Part II results in a support obligation of [**\$499**] **\$512** ($\$1,463 \times 35\%$) payable to the obligee. Since this amount [**gives the obligee \$2,999 of the combined income, and leaves the obligor with only \$2,501 of the combined income, the obligor's support obligation must be adjusted to \$250 to equalize the combined income between the parties' households. This is**] results in the obligee having monthly net income of \$3,012 and the obligor having monthly net income of \$2,488, the obligor's support obligation would be adjusted to \$250 to equalize the combined monthly net income between the parties' households and would be the presumptive amount of basic support payable to the obligee under these circumstances.

(d) *Divided or Split Physical Custody. When Each Party Owes Child Support to the Other Party. Varied Partial or Shared Custodial Schedules.*

(1) *Divided or Split Physical Custody. When Each Party Owes Child Support to the Other Party.* When calculating a child support obligation and each party owes child support to the other party as a result of the custodial arrangement, the court shall offset the parties' respective child support obligations and award the net difference to the obligee as child support.

Example 1. If the parties have three children, one child resides with Mother and two children reside with Father, and their **monthly net [monthly]** incomes are \$2,500 and \$1,250 respectively, Mother's child support obligation is calculated using the schedule in Pa.R.C.P. No. 1910.16-3 for two children at the parties' combined **monthly net [monthly]** income of \$3,750. The amount of basic child support to be apportioned between the parties is [**\$1,200**] **\$1,224**. As Mother's income is 67% of the parties' combined **monthly net [monthly]** income, Mother's support obligation for the two children living with Father is [**\$804**] **\$820**. Father's child support obligation is calculated using the schedule in Pa.R.C.P. No. 1910.16-3 for one child at the parties' combined **monthly net [monthly]** income of \$3,750. The amount of basic child support to be apportioned between the parties is [**\$836**] **\$853**. Father's support obligation for the child living with Mother is [**\$276**] **\$281**. Subtracting [**\$276 from \$804**] **\$281 from \$820** produces a net basic support amount of [**\$528**] **\$539** payable to Father as child support.

Example 2. If the parties have two children, one child resides with Mother and the parties share custody (50% - 50%) of the other child, and the parties' [**net**] monthly **net** incomes are as set forth in Example 1. The child support obligation is calculated using the schedule in Pa.R.C.P. No. 1910.16-3 for the one child primarily residing with Mother at the parties' combined **monthly net [monthly]** income of \$3,750, the amount of basic child support to be apportioned between the parties is [**\$836**] **\$853**. Father's income is 33% of the parties' combined **monthly net [monthly]** income, and the support obligation for the child living with Mother is [**\$276**] **\$281**. For Mother's obligation for the child with the 50% - 50% shared custody arrangement, using the schedule in Pa.R.C.P. No. 1910.16-3 for one child at the parties' combined **monthly net [monthly]** income of \$3,750, the amount of basic child support to be apportioned between

the parties is [**\$836**] **\$853**. Mother's proportionate share of the combined **monthly net** incomes is 67%, but it is reduced to 47% after applying the shared parenting time adjustment for 50% custody under subdivision (c). Mother's child support obligation for the shared custody child is [**\$393** ($\$836 \times 47\%$)] **\$401** ($\$853 \times 47\%$). As Mother's obligation is greater than Father's obligation, Father is the obligee and receives the net of the two obligations by subtracting [**\$276 from \$393, or \$117**] **\$281 from \$401, or \$120**.

(2) *Varied Partial or Shared Custodial Schedules.* When the parties have more than one child and each child spends either (a) different amounts of partial or shared custodial time with the party with the higher income or (b) different amounts of partial custodial time with the party with the lower income, the trier of fact shall add the percentage of time each child spends with that party and divide by the number of children to determine the party's percentage of custodial time. If the average percentage of custodial time the children spend with the party is 40% or more, the provisions of subdivision (c) apply.

Example 1. The parties have two children and one child spends 50% of the time with Mother, who has the higher income, and the other child spends 20% of the time with Mother. Add those percentages together and divide by the number of children (50% plus 20% = 70% divided by 2 children = 35% average time with Mother). Pursuant to subdivision (c), Mother does not receive a reduction in the support order for substantial parenting time.

Example 2. The parties have three children. Two children spend 50% of the time with Mother, who has the higher income, and the third child spends 30% of the time with Mother. Add the percentages of custodial time for all three children together and divide by the number of children (50% plus 50% plus 30% = 130% divided by three children = 43.33% average percentage of time with Mother). Pursuant to subdivision (c), Mother receives a reduction in the support order for substantial parenting time.

Example 3. The parties have three children, Mother has primary custody (60% - 40%) of one child, Father has primary custody (60% - 40%) of one child, and the parties share custody (50% - 50%) of the third child. The parties' **monthly net [monthly]** incomes are \$2,500 (Mother) and \$1,250 (Father). As a result of the custodial arrangement, Father owes support for the child in the primary custody of Mother and Mother owes support for the child in the primary custody of Father and for the child shared equally between the parties. Father's child support obligation is calculated using the schedule in Pa.R.C.P. No. 1910.16-3 for one child at the parties' combined **monthly net [monthly]** income of \$3,750. The amount of basic child support to be apportioned between the parties is [**\$836**] **\$853**. Father's proportionate share of the combined **monthly net** incomes is 33%, but is reduced to 23% after applying the shared parenting time adjustment for 40% custody under subdivision (c). Father's child support obligation for this child is [**\$192** ($\$836 \times 23\%$)] **\$196** ($\$853 \times 23\%$). Mother's child support obligation is calculated using the schedule in Pa.R.C.P. No. 1910.16-3 for two children at the parties' combined **monthly net [monthly]** income of \$3,750. The amount of basic child support to be apportioned between the parties is [**\$1,200**] **\$1,224**. Mother has varying partial or shared custody of the two children (40% and 50%). Under subdivision (d)(2), the custodial time is averaged or in

this case 45%. Mother's proportionate share of the combined **monthly** net incomes is 67%, but it is reduced to 52% after applying the shared parenting time adjustment for 45% custody under subdivision (c). Mother's child support obligation for these children is [**\$624 (\$1,200 × 52%)**] **\$636 (\$1,224 × 52%)**. Offsetting the support amounts consistent with subdivision (d)(1), Mother's obligation is greater than Father's obligation, and Father is the obligee receiving the net of the two obligations by subtracting [**\$192 from \$624, or \$432**] **\$196 from \$636, or \$440**.

* * * * *

Rule 1910.16-6. Support Guidelines. Adjustments to the Basic Support Obligation. Allocation of Additional Expenses.

[**Additional expenses permitted pursuant to this Rule 1910.16-6 may be allocated between the parties even if the parties' incomes do not justify an order of basic support.**] **The trier of fact may allocate between the parties the additional expenses identified in subdivisions (a)–(e). If under the facts of the case an order for basic support is not appropriate, the trier of fact may allocate between the parties the additional expenses.**

(a) *Child care expenses.* Reasonable child care expenses paid by either parent, if necessary to maintain employment or appropriate education in pursuit of income, shall be allocated between the parties in proportion to their **monthly** net incomes and added to his and her basic support obligation. When a parent is receiving a child care subsidy through the Department of [**Public Welfare**] **Human Services**, the expenses to be allocated between the parties shall be the amount actually paid by the parent receiving the subsidy.

Example. Mother has primary custody of the parties' two children and Father has partial custody. Mother's monthly net income is \$2,000 and Father's is \$3,500. At their combined income level of \$5,500, the basic monthly child support from the schedule in [**Rule**] **Pa.R.C.P. No. 1910.16-3** is [**\$1,426**] **\$1,463** for two children. As Father's income is 64% of the parties' combined income, his share is [**\$913**] **\$936**. Mother incurs child care expenses of \$400 per month and Father incurs \$100 of such expenses each month. The total amount of child care expenses, \$500, will be apportioned between the parties, with Father paying 64%, or \$320. As he is already paying \$100 for child care while the children are in his partial custody, he would pay the remaining \$220 to Mother for a total child support obligation of [**\$1,133 (\$913 + \$220 = \$1,133)**] **\$1,156 (\$936 + \$220 = \$1,156)**.

* * * * *

Rule 1910.16-7. Support Guidelines. Awards of Child Support When There are Multiple Families.

(a) When the total of the obligor's basic child support obligations equals [**fifty percent**] **50%** or less of his or her monthly net income, there will [**generally**] be no deviation from the guideline amount of support on the ground of the existence of a new family. [**For example, where**]

Example: If the obligor requests a reduction of support for one child of the first marriage on the basis that there is a new child of the second intact marriage, and the relevant monthly net incomes are \$2,500 for the obligor,

\$500 for the former spouse and \$1,300 for the current spouse, **then** the request for a reduction will be denied because the total support obligation of [**\$1,140**] **\$1,153** (\$584 for the first child and [**\$556**] **\$569** for the second child) is less than half of the obligor's monthly net income.

(b) When the total of the obligor's basic support obligations exceeds [**fifty percent**] **50%** of his or her monthly net income, the court may consider a proportional reduction of these obligations. Since, however, the goal of the guidelines is to treat each child equitably, [**in no event should either**] a first or later family **shall not** receive preference[**. Nor shall the court**], **and the court shall not** divide the guideline amount for all of the obligor's children among the households in which those children live.

Example 1. The obligor is sued for support of an out of wedlock child. The obligor is already paying support for two children of the first marriage, and has an intact second marriage with one child. The relevant monthly net incomes are \$3,800 for the obligor, \$1,100 for the former spouse, \$0 for the current spouse and \$1,500 for the parent of the new child. The obligor's basic support obligations to each family are [**\$1,061**] **\$1,097** for the two children of the first marriage, [**\$842**] **\$862** for the one child of the second marriage, and [**\$708**] **\$727** for the one child out of wedlock for a total support obligation of [**\$2,611**] **\$2,686**. Since the total of these obligations exceeds [**fifty percent**] **50%** of the obligor's **monthly** net [**monthly**] income of \$3,800 per month, the court may consider a proportional reduction of all of the orders.

Example 2. The obligor is sued for support of three children of a second marriage. There is already an order in effect for two children of the first marriage. The relevant monthly net incomes are \$1,600 for the obligor, \$0 for the first spouse and \$500 for the second spouse. The obligor's basic support obligations to each family are [**\$554**] **\$555** for the two children of the first marriage and [**\$638**] **\$641** for the three children of the second marriage for a total support obligation of [**\$1,192**] **\$1,196**. Since this total obligation leaves the obligor with only [**\$408 on which to live, the order for the three children of the second family is too high. The obligor also**] **\$404 on which to live, the orders are too high as the obligor** must be left with a Self-Support Reserve of [**\$931**] **\$981**. However, reducing the order for three children while leaving the existing order intact would give preference to the first family, contrary to the rule. Therefore, both orders must be reduced proportionally.

Example 3. The obligor is sued by **three obligees** to establish orders for three children [**born out of wedlock**]. The [**net monthly incomes**] **monthly net income** for the obligor and for each obligee is \$1,500. The court would determine that the obligor's basic support obligation for each child is \$352 for a total obligation of \$1,056 for three children. It would be incorrect to determine the guideline amount for three children, in this case \$1,189, and then divide that amount among the three children. **Due to the total support amount exceeding 50% of the obligor's monthly net income, the support orders should be reduced proportionately consistent with subdivision (b) and ensure the obligor retains the Self-Support Reserve of \$981 consistent with Pa.R.C.P. No. 1910.16-2(e).**

(c) For purposes of this rule, the presumptive amount of the obligor's basic support obligation is calculated using only the basic guideline amounts of support, as determined from the formula in [Rule] Pa.R.C.P. No. 1910.16-4, and does not include any additional expenses that may be added to these amounts pursuant to [Rule] Pa.R.C.P. No. 1910.16-6. In calculating the presumptive amount of the obligor's basic support obligation, the court should ensure that the obligor retains at least [\$931] \$981 per month consistent with [Rule] Pa.R.C.P. No. 1910.16-2(e).

Example 1. Assume that the obligor is paying [\$565] \$566 per month support for one child of the first marriage, plus an additional \$200 per month for child care expenses. The obligor requests a reduction in this support obligation on the basis that there is one new child of the second intact marriage. The relevant incomes are \$2,400 for the obligor and \$0 for both the former and current spouses. The obligor's request for a reduction should be denied because the total of the basic guideline obligations for both children is only [\$1,130 (\$565 for each child) and this amount] \$1,132 (\$566 for each child) and does not exceed 50% of the obligor's monthly net [monthly] income. [No] A reduction should not be given on the basis that the obligor's contribution to child care expenses for the first child results in an overall support obligation of [\$1,330] \$1,332 which exceeds 50% of the obligor's monthly net [monthly] income. Thus, the presumptive amount of basic support for the two children is still [\$1,130 (\$565 for each child)] \$1,132 (\$566 for each child). The court must then consider the deviation factors under [Rule] Pa.R.C.P. No. 1910.16-5 and the parties' respective contributions to additional expenses under [Rule] Pa.R.C.P. No. 1910.16-6 in arriving at an appropriate amount of total support for each child.

Example 2. Assume that the obligor is paying \$360 per month support for one child of the first marriage. The obligor has one new child of the second intact marriage. The relevant incomes are \$1,500 for the obligor and \$0 for [both] the former and current spouses. [No] A reduction should not be given on the basis of the obligor's new child because the total of the basic guideline obligations for both children is only \$720 (\$360 for each child) and this amount does not exceed 50% of the obligor's monthly net [monthly] income. Since, however, this amount leaves the obligor with only \$780 per month, the court should proportionally reduce the support obligations so that the obligor retains [\$931] \$981 per month. Thus, the presumptive amount of basic support for the two children is [\$569 (\$284.50 for each child)] \$519 (\$259.50 for each child). The court must then consider the deviation factors under [Rule] Pa.R.C.P. No. 1910.16-5 and the parties' respective contributions to additional expenses under [Rule] Pa.R.C.P. No. 1910.16-6 in arriving at an appropriate amount of total support for each child.

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[Pa.B. Doc. No. 17-322. Filed for public inspection February 24, 2017, 9:00 a.m.]

SUPREME COURT

Relocation of Magisterial District 38-1-12 and Consolidation of Facilities for Magisterial Districts 38-1-11 and 38-1-12 within the Thirty-Eighth Judicial District; No. 412 Magisterial Rules Doc.

Order

Per Curiam

And Now, this 9th day of February 2017, upon consideration of the Petition to Relocate Magisterial District Court 38-1-12 and Consolidate Magisterial Districts 38-1-11 and 38-1-12 of the Thirty-eighth Judicial District (Montgomery County) of the Commonwealth of Pennsylvania into one facility located at 1 Security Plaza, Pottstown, PA it is hereby *Ordered* that the Petition is *Granted*, effective November 1, 2016.

[Pa.B. Doc. No. 17-323. Filed for public inspection February 24, 2017, 9:00 a.m.]

Relocation of Magisterial Districts 38-1-03 and 38-1-05 and Consolidation of Facilities for Magisterial Districts 38-1-02, 38-1-03 and 38-1-05 within the Thirty-Eighth Judicial District; No. 409 Magisterial Rules Doc.

Order

Per Curiam

And Now, this 9th day of February 2017, upon consideration of the Petition to Relocate Magisterial District Courts 38-1-03 and 38-1-05 and Consolidate Magisterial Districts 38-1-02, 38-1-03 and 38-1-05 of the Thirty-eighth Judicial District (Montgomery County) of the Commonwealth of Pennsylvania into one facility located at 117 Old York Road, Jenkintown, PA it is hereby *Ordered* that the Petition is *Granted*, effective November 1, 2016.

[Pa.B. Doc. No. 17-324. Filed for public inspection February 24, 2017, 9:00 a.m.]

Relocation of Magisterial Districts 38-1-07 and 38-2-04 and Consolidation of Facilities for Magisterial Districts 38-1-06, 38-1-07 and 38-2-04 within the Thirty-Eighth Judicial District; No. 410 Magisterial Rules Doc.

Order

Per Curiam

And Now, this 9th day of February 2017, upon consideration of the Petition to Relocate Magisterial District Courts 38-1-07 and 38-2-04 and Consolidate Magisterial Districts 38-1-06, 38-1-07 and 38-2-04 of the Thirty-eighth Judicial District (Montgomery County) of the Commonwealth of Pennsylvania into one facility located at 925 Montgomery Avenue, Narberth, PA it is hereby *Ordered* that the Petition is *Granted*, effective November 1, 2016.

[Pa.B. Doc. No. 17-325. Filed for public inspection February 24, 2017, 9:00 a.m.]

Relocation of Magisterial Districts 38-1-15 and 38-2-09 and Consolidation of Facilities for Magisterial Districts 38-1-15, 38-1-16 and 38-2-09 within the Thirty-Eighth Judicial District; No. 411 Magisterial Rules Doc.

Order

Per Curiam

And Now, this 9th day of February 2017, upon consideration of the Petition to Relocate Magisterial District Courts 38-1-15 and 38-2-09 and Consolidate Magisterial Districts 38-1-15, 38-1-16 and 38-2-09 of the Thirty-eighth Judicial District (Montgomery County) of the Commonwealth of Pennsylvania into one facility located at 601 DeKalb Street, Norristown, PA it is hereby *Ordered* that the Petition is *Granted*, effective November 1, 2016.

[Pa.B. Doc. No. 17-326. Filed for public inspection February 24, 2017, 9:00 a.m.]

PROPOSED RULEMAKING

ENVIRONMENTAL QUALITY BOARD

[25 PA CODE CHS. 121 AND 126]

Gasoline Volatility Requirements

The Environmental Quality Board (Board) proposes to amend Chapters 121 and 126 (relating to general provisions; and motor vehicle and fuels programs) to read as set forth in Annex A. This proposed rulemaking will rescind Chapter 126, Subchapter C (relating to gasoline volatility requirements). This proposed rulemaking will also delete terms and definitions from § 121.1 (relating to definitions) that only support Chapter 126, Subchapter C.

This proposed rulemaking is given under Board order at its meeting of October 18, 2016.

A. Effective Date

This proposed rulemaking will be effective upon final-form publication in the *Pennsylvania Bulletin*.

B. Contact Persons

For further information, contact Kirit Dalal, Chief, Division of Air Resource Management, Bureau of Air Quality, Rachel Carson State Office Building, P.O. Box 8468, Harrisburg, PA 17105-8468, (717) 772-3436; or Kristen Furlan, Assistant Director, Bureau of Regulatory Counsel, Rachel Carson State Office Building, P.O. Box 8464, Harrisburg, PA 17105-8464, (717) 787-7060. Information regarding submitting comments on this proposed rulemaking appears in Section J of this preamble. Persons with a disability may use the Pennsylvania AT&T Relay Service, (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). This proposed rulemaking is available on the Department of Environmental Protection's (Department) web site at www.dep.pa.gov (select "Public Participation," then "Environmental Quality Board (EQB)").

C. Statutory Authority

This proposed rulemaking is authorized under section 5(a)(1) of the Air Pollution Control Act (APCA) (35 P.S. § 4005(a)(1)), which grants the Board the authority to adopt rules and regulations for the prevention, control, reduction and abatement of air pollution in this Commonwealth; section 5(a)(8) of the APCA, which grants the Board the authority to adopt rules and regulations designed to implement the provisions of the Clean Air Act (CAA) (42 U.S.C.A. §§ 7401—7671q); and section 4(18.3) of the APCA (35 P.S. § 4004(18.3)), which requires the Department to:

Within sixty (60) days of the effective date of this clause, initiate the process of amending the State implementation plan. Upon approval of a revision which demonstrates continued compliance with Federal national ambient air quality standards through utilization of commensurate emission reductions by the Environmental Protection Agency, the board shall promulgate regulations to repeal the provisions of 25 Pa. Code Ch. 126 Subch. C (relating to gasoline volatility requirements).

D. Background and Purpose

This proposed rulemaking will rescind Chapter 126, Subchapter C to delete requirements for gasoline with a

Reid vapor pressure (RVP) of 7.8 pounds per square inch (psi) or less (low RVP gasoline) to be sold or transferred into or within the Pittsburgh-Beaver Valley Area between May 1 and September 15 of each year. The Pittsburgh-Beaver Valley Area includes Allegheny, Armstrong, Beaver, Butler, Fayette, Washington and Westmoreland Counties. Gasoline vapors include volatile organic compound (VOC) emissions. VOCs are a precursor to the formation of ground-level ozone air pollution and fine particulate matter (PM_{2.5}), both hazards to public health and welfare. Gasoline formulated with an RVP of 7.8 psi has lower VOC emissions than gasoline formulated at higher RVP levels. The requirements in Chapter 126, Subchapter C were approved by the United States Environmental Protection Agency (EPA) at 63 FR 31116 (June 8, 1998) as a revision to the Commonwealth's State Implementation Plan (SIP) as a control measure to attain and maintain the 1-hour Ozone National Ambient Air Quality Standards (NAAQS) in the Pittsburgh-Beaver Valley Area to protect the public health and welfare.

The act of May 14, 2014 (P.L. 674, No. 50) (Act 50) added section 4(18.3) of the APCA:

Within sixty (60) days of the effective date of this clause, initiate the process of amending the State implementation plan. Upon approval of a revision which demonstrates continued compliance with Federal national ambient air quality standards through utilization of commensurate emission reductions by the Environmental Protection Agency, the board shall promulgate regulations to repeal the provisions of 25 Pa. Code Ch. 126 Subch. C (relating to gasoline volatility requirements).

The paragraph was effective May 14, 2014. According to the Senate Co-Sponsorship Memorandum for Senate Bill 1037, dated June 5, 2013, Act 50 was proposed to address the price differential between low RVP gasoline and conventional gasoline in the Pittsburgh-Beaver Valley Area, cited by the Legislative sponsors as being as much as a 10 to 15 cents per gallon (cpg) price difference between the two fuels.

The Commonwealth is required to ensure that the rescission of Chapter 126, Subchapter C complies with section 110(l) of the CAA (42 U.S.C.A. § 7410(l)) (Non-Interference Clause). The Non-Interference Clause requires that the EPA Administrator not approve a SIP revision if the revision would interfere with any applicable requirement concerning attainment of a NAAQS or reasonable further progress in attaining a NAAQS, or any other applicable requirement of the CAA. The Department intends to demonstrate noninterference to the EPA through using "commensurate emission reductions," as mandated by Act 50 for the repeal of the low RVP regulation.

This proposed rulemaking addresses the Legislative mandate to promulgate regulations to rescind Chapter 126, Subchapter C. After rescission of Chapter 126, Subchapter C, the persons, groups and entities, including small businesses, currently subject to the regulations will become subject to the Federal rules. The applicable Federal regulation, 40 CFR 80.27(a)(2) (relating to controls and prohibitions on gasoline volatility), states that gasoline RVP may not exceed 9.0 psi for Pennsylvania year-round unless a SIP revision with a lower RVP requirement is approved by the EPA for a specific area. Section 80.27(d)(1) of 40 CFR provides a 1.0 psi RVP

allowance for gasoline containing ethanol at 9 to 10 volume percent applicable to Pennsylvania. After the rescission of the 7.8 RVP requirement, this will result in a maximum allowable RVP of 10.0 psi allowed for gasoline blended with ethanol in all areas of this Commonwealth, except the Philadelphia area where a different type of gasoline is mandated.

If published as a final-form rulemaking, this proposed rulemaking will be submitted to the EPA for approval as a revision to the Commonwealth's SIP. The Department is proceeding with the demonstration of continued compliance with the applicable NAAQS through the use of commensurate emission reductions separately from this proposed action of rescinding Chapter 126, Subchapter C.

This proposed rulemaking will apply to gasoline refiners, importers, distributors, resellers, terminal owners and operators, carriers, retailers and wholesale purchaser-consumers who sell, exchange or supply gasoline in the Pittsburgh-Beaver Valley Area between May 1 and September 15 of each year. These entities include owners and operators of facilities and infrastructure in the gasoline supply chain, such as bulk gasoline stations and terminals, gasoline merchant wholesalers, gasoline stations with and without convenience stores, tanker trucks and petroleum pipelines.

A review of multiple Department databases identified 33 to 1,252 businesses that may be subject to Chapter 126, Subchapter C. Additionally, the Commonwealth's Small Business Development Center's (SBDC) Environmental Management Assistance Program (EMAP) performed a query of the Hoover's database for a list of potentially subject businesses based on North American Industry Classification System (NAICS) codes provided by the Department and provided the Department with a list of 768 businesses that are potentially subject to Chapter 126, Subchapter C. The Department also identified 1,095 potentially affected entities through American FactFinder, a web-based tool of the United States Census Bureau. The Department estimates that as many as 84% of the entities identified from all sources may be small businesses, based on the fact that 84% of the 768 entities identified by the SBDC EMAP qualified as small businesses.

Based on the available data, if this proposed rulemaking is published as a final-form rulemaking, refineries may save 0.5 cpg, retailers and wholesale purchaser-consumers may save between 1.4 cpg and 3.2 cpg, and consumers may save between 1.6 cpg and 9.2 cpg. Actual cost savings for retailers, wholesale purchaser-consumers and consumers are directly dependent on how much gasoline is purchased from an entity subject to Chapter 126, Subchapter C during the applicable time period. The Department estimates that total gasoline consumption in the Pittsburgh-Beaver Valley Area for the summer months of 2013 (June–September) was approximately 16,667,316 gallons. Estimated cost savings resulting from this proposed rulemaking range from \$83,337 (0.5 cpg for refineries) to \$1,533,393 (9.2 cpg for consumers) annually during the summer months.

The Air Quality Technical Advisory Committee (AQTAC) and the Small Business Compliance Advisory Committee (SBCAC) were briefed on this proposed rulemaking on December 10, 2015, and February 17, 2016, respectively. AQTAC voted 15-5-0 and SBCAC voted unanimously to concur with the Department's recommendation to move this proposed rulemaking forward to the Board for consideration. The five AQTAC members who were opposed expressed concern about the loss of emis-

sion reduction benefits as a result of this proposed rulemaking, how the emission reduction benefits were calculated and the process used by the Department to demonstrate continued compliance with the Federal NAAQS through the use of commensurate emission reductions. This proposed rulemaking was presented to the Citizens Advisory Council's (CAC) Policy and Regulatory Oversight Committee on March 2, 2016. On the recommendation of the Policy and Regulatory Oversight Committee, on March 15, 2016, the CAC concurred with the Department's recommendation to forward this proposed rulemaking to the Board. The AQTAC, SBCAC and CAC meetings are advertised and open to the public.

E. Summary of Regulatory Requirements

§ 121.1. Definitions

This section contains definitions relating to the air quality regulations. The following terms are proposed to be deleted: "compliant fuel," "importer," "low RVP gasoline" and "Pittsburgh-Beaver Valley Area."

§ 126.301. Compliant fuel requirement

This section describes when and where low RVP gasoline is required and details the restrictions on selling, exchanging, supplying, blending, mixing, storing and transferring compliant and noncompliant fuel during the applicable period. This section is proposed to be rescinded.

§ 126.302. Recordkeeping and reporting

This section describes the recordkeeping and reporting requirements of the subchapter, including when records are required, who shall maintain the records and what must be included in the records. This section is proposed to be rescinded.

§ 126.303. Compliance and test methods

This section identifies the approved methodology for sampling and testing gasoline to determine RVP. This section is proposed to be rescinded.

F. Benefits, Costs and Compliance

Benefits

The benefits of this proposed rulemaking are expected to outweigh the costs and short-term environmental effects of this proposed rulemaking.

Rescinding the requirements for low RVP gasoline in the Pittsburgh-Beaver Valley Area will likely result in slightly increased emissions of VOCs into the atmosphere for the next few years. The VOC emission reduction benefits from requiring low RVP gasoline in the Pittsburgh-Beaver Valley Area steadily decline in future years, decreasing from VOC emission reductions of 1.636 tons per day in 2017 to VOC emission reductions of 1.329 tons per day by 2030. The oxides of nitrogen emission reduction cobenefits of low RVP gasoline decline from 0.354 ton per day in 2017 to 0.007 ton per day in 2030. The Commonwealth will need to offset these small increases in VOC emissions with VOC emission reductions achieved from other control measures.

One potential benefit of this proposed rulemaking would be the elimination of the costs regarding blending gasoline with an RVP of 7.8 psi or less to be exchanged, supplied or sold in the Pittsburgh-Beaver Valley Area between May 1 and September 15 of each year. These cost savings may be passed down through the gasoline supply chain, potentially lowering costs for consumers. Another potential benefit may be a reduction in the recordkeeping

and reporting obligations experienced by the regulated community to comply with Chapter 126, Subchapter C.

Owners and operators of facilities and infrastructure in the gasoline supply chain, including refineries, bulk gasoline stations and terminals, gasoline merchant wholesalers, gasoline stations with and without convenience stores, tanker trucks and petroleum pipelines, may benefit from this proposed rulemaking both financially and through reduced recordkeeping and reporting obligations. As previously stated, the Department identified 33 to 1,252 businesses in the Pittsburgh-Beaver Valley Area that may be subject to Chapter 126, Subchapter C. Some industry sectors will be impacted more than others. The Department's analysis of potentially affected entities used United States Census Bureau data based on the NAICS codes for the subject industry sectors; most of the NAICS codes analyzed also include other industry sectors not related to the production, transportation or sale of gasoline, which may result in the Department's estimated number of affected facilities being higher than the actual number of affected facilities.

The population of the Pittsburgh-Beaver Valley Area was approximately 2,353,045 in 2015. It is likely that most of the population uses gasoline for operating gasoline-powered vehicles and off-road equipment. Gasoline consumers in the Pittsburgh-Beaver Valley Area, consumers in the adjacent counties who purchase gasoline in the Pittsburgh-Beaver Valley Area and consumers traveling through the Pittsburgh-Beaver Valley Area may benefit economically if cost savings are passed through to the retail establishments and the ultimate consumers.

Compliance costs

This proposed rulemaking is expected to result in cost savings or no financial impact for most affected entities. Businesses involved in the sale of gasoline, including gas stations, bulk terminals and wholesalers, will likely see an economic benefit from the elimination of the requirement to obtain and sell gasoline with an RVP of 7.8 psi or less if the cost savings of blending the special fuel are passed down the supply chain from the refinery and terminal to the gas station. The ultimate consumer may or may not see a cost savings at the pump. On the other hand, businesses involved in gasoline transport and storage will be unlikely to see much impact, if any, as the type of gasoline being transported does not directly affect the business operation.

Refineries may save up to 0.5 cpg, the cost to refine the gasoline fuel from 8.7 psi RVP to 7.8 psi RVP. The baseline gasoline used in a study of refinery costs conducted in 2008 by Pechan and Associates for the Department was 8.7 psi RVP gasoline. The use of a baseline of 8.7 psi RVP gasoline in the Pechan study was based on the use of 8.7 psi RVP gasoline by the Department as a modeling input to model mobile source emissions for the purposes of Pennsylvania air quality inventory development and SIP revisions at the time of the study. The baseline fuel used in the analysis performed by a consultant for this proposed rulemaking to determine the emission reduction benefits of Chapter 126, Subchapter C was 10.0 psi RVP gasoline, based on consultation with the EPA. The costs to blend in ethanol for an average 10% ethanol content are not affected by this proposed rulemaking. The Department obtained data from the Oil Price Information Service (OPIS), which provides average weekly gasoline prices at the terminal (rack) for the Pittsburgh metro area and for this Commonwealth as a whole. Weekly data was obtained from OPIS for most weeks between mid-June 2006 and October 2011. Based

on the available data, retailers and wholesale purchaser-consumers may save between 1.4 cpg and 3.2 cpg as a result of this proposed rulemaking. The Department also obtained OPIS data for average retail gasoline prices for the Pittsburgh metro area and for this Commonwealth as a whole. The data includes weekly average retail gasoline prices for April 2003 through December 2010, and monthly average retail gasoline prices for January 2011 through December 2015. Based on the 5 most recent years of available data, consumers may save between 1.6 cpg and 9.2 cpg as a result of this proposed rulemaking. Actual cost savings for retailers, wholesale purchaser-consumers and consumers are directly dependent on how much gasoline is purchased from an entity subject to Chapter 126, Subchapter C during the applicable time period.

Recordkeeping requirements for all affected entities may be reduced or simplified since the businesses will not be required to document the transfer of gasoline with an RVP of 7.8 psi. This may or may not lead to cost savings as the records kept are likely to continue to be kept for business purposes by terminals and retailers.

The Board anticipates that implementation of this proposed rulemaking will have minimal financial impact on the owners and operators of affected facilities.

Compliance assistance plan

The Department does not anticipate that compliance assistance will be required, as this proposed rulemaking eliminates requirements, including recordkeeping and reporting requirements. The Department will respond to questions that affected facilities may have about transitioning from 7.8 psi RVP gasoline to 9.0 or 10.0 psi RVP gasoline through the Department's ongoing compliance assistance program.

In addition, the Department will rescind policy document # 273-4000-008, "Policy for Sampling and Determination of Compliance with Low RVP Gasoline Requirements in the Pittsburgh-Beaver Valley Ozone Non-attainment Area," as it will no longer be needed.

Paperwork requirements

The owner or operator of a facility subject to Chapter 126, Subchapter C is required to maintain records sufficient to demonstrate compliance with the applicable requirements. This proposed rulemaking eliminates the recordkeeping and reporting requirements for owners and operators of affected facilities.

G. Pollution Prevention

The Pollution Prevention Act of 1990 (42 U.S.C.A. §§ 13101—13109) established a National policy that promotes pollution prevention as the preferred means for achieving state environmental protection goals. The Department encourages pollution prevention, which is the reduction or elimination of pollution at its source, through the substitution of environmentally friendly materials, more efficient use of raw materials and the incorporation of energy efficiency strategies. Pollution prevention practices can provide greater environmental protection with greater efficiency because they can result in significant cost savings to facilities that permanently achieve or move beyond compliance.

Although a slight increase in VOC and oxides of nitrogen emissions is expected with the repeal of the low RVP gasoline requirements, the emission increases are expected to be offset by emission reductions from other control measures. The ozone air quality in the Pittsburgh-Beaver Valley Area has consistently improved since the

first Ozone NAAQS was implemented and is expected to continue to do so as a result of current permanent and enforceable control measures and regulations. To demonstrate compliance with Act 50 and with the Non-Interference Clause, the Commonwealth plans to identify equivalent emission reductions to offset the emission reductions that would be lost in future years after Chapter 126, Subchapter C is rescinded and removed from the SIP.

H. Sunset Review

This provision is not applicable because Chapter 126, Subchapter C will no longer exist.

I. Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on February 10, 2017, the Department submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House and Senate Environmental Resources and Energy Committees. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections must specify the regulatory review criteria in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b) which have not been met. The Regulatory Review Act specifies detailed procedures for review prior to final publication of the rulemaking by the Department, the General Assembly and the Governor.

J. Public Comments

Interested persons are invited to submit written comments, suggestions, support or objections regarding this proposed rulemaking to the Board. Comments, suggestions, support or objections must be received by the Board by May 1, 2017. In addition to the submission of comments, interested persons may also submit a summary of their comments to the Board. The summary may not exceed one page in length and must also be received by the Board by May 1, 2017. The one-page summary will be distributed to the Board and available publicly prior to the meeting when the final rulemaking will be considered.

Comments including the submission of a one-page summary of comments may be submitted to the Board online, by e-mail, by mail or express mail as follows.

Comments may be submitted to the Board by accessing the eComment system at <http://www.ahs.dep.pa.gov/eComment>.

Comments may be submitted to the Board by e-mail at RegComments@pa.gov. A subject heading of this proposed rulemaking and a return name and address must be included in each transmission.

If an acknowledgement of comments submitted online or by e-mail is not received by the sender within 2 working days, the comments should be retransmitted to the Board to ensure receipt. Comments submitted by facsimile will not be accepted.

Written comments should be mailed to the Environmental Quality Board, P.O. Box 8477, Harrisburg, PA 17105-8477. Express mail should be sent to the Environmental Quality Board, Rachel Carson State Office Building, 16th Floor, 400 Market Street, Harrisburg, PA 17101-2301.

K. Public Hearings

The Board will hold three public hearings for the purpose of accepting comments on this proposed rulemaking. The hearings will be held at 1:00 p.m. on the following dates:

March 28, 2017	Department of Environmental Protection Southwest Regional Office Waterfront Conference Rooms A and B 400 Waterfront Drive Pittsburgh, PA 15222
March 29, 2017	Department of Environmental Protection Southeast Regional Office Delaware and Schuylkill Conference Rooms 2 East Main Street Norristown, PA 19401
March 30, 2017	Department of Environmental Protection Rachel Carson State Office Building Conference Room 105 400 Market Street Harrisburg, PA 17105

Persons wishing to present testimony at a hearing are requested to contact the Environmental Quality Board, P.O. Box 8477, Harrisburg, PA 17105-8477, (717) 787-4526 at least 1 week in advance of the hearing to reserve a time to present testimony. Oral testimony is limited to 5 minutes for each witness. Witnesses are requested to submit three written copies of their oral testimony to the hearing chairperson at the hearing. Organizations are limited to designating one witness to present testimony on their behalf at each hearing.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Board at (717) 787-4526 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) or (800) 654-5988 (voice users) to discuss how the Board may accommodate their needs.

PATRICK McDONNELL,
Acting Chairperson

Fiscal Note: 7-529. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 25. ENVIRONMENTAL PROTECTION PART I. DEPARTMENT OF ENVIRONMENTAL PROTECTION

Subpart C. PROTECTION OF NATURAL RESOURCES

ARTICLE III. AIR RESOURCES

CHAPTER 121. GENERAL PROVISIONS

§ 121.1. Definitions.

The definitions in section 3 of the act (35 P.S. § 4003) apply to this article. In addition, the following words and terms, when used in this article, have the following meanings, unless the context clearly indicates otherwise:

* * * * *

Compliant coating—A coating that meets the applicable emission limits specified in Chapter 129 (relating to standards for sources).

[**Compliant fuel**—Low RVP gasoline.]

Computer diskette jacket manufacturing adhesive—An adhesive intended by the manufacturer to glue the fold-over flaps to the body of a vinyl computer diskette jacket.

* * * * *

Immersion cold cleaning machine—An open top cold cleaning machine in which the parts are immersed in the solvent when being cleaned.

[**Importer**—A person who imports gasoline or gasoline blending stocks or components from a foreign country into the United States.]

Incineration—The combustion of wastes, including municipal wastes, in an enclosed device with the products of combustion directed to a flue as defined in this section.

* * * * *

Lithographic printing—A printing process in which the image and nonimage areas are in the same plane on the surface of a lithographic plate. The image and nonimage areas are chemically differentiated; the image area is oil receptive and the nonimage area is water receptive. The substrate can be fed to the press as either an individual sheet or a rolled web.

[**Low RVP gasoline**—Gasoline that has an RVP of 7.8 pounds per square inch or less as determined in accordance with the appropriate sampling and testing methodologies in 40 CFR Part 80, Appendix E (relating to test for determining Reid vapor pressure (RVP) of gasoline and gasoline-oxygenate blends).]

Lower Beaver Valley air basin—All of Beaver County except for the following political subdivisions: Darlington Borough, Darlington Township, Economy Borough, Frankfort Springs Borough, Franklin Township, Hanover Township, Independence Township, Marion Township, New Sewickley Township and South Beaver Township.

* * * * *

Phase 2 outdoor wood-fired boiler—An outdoor wood-fired boiler that has been certified or qualified by the EPA as meeting a particulate matter emission limit of 0.32 pounds per million Btu output or lower and is labeled accordingly.

[**Pittsburgh-Beaver Valley Area**—The seven-county area comprised of the following Pennsylvania counties: Allegheny, Armstrong, Beaver, Butler, Fayette, Washington and Westmoreland.]

Plastic cement welding adhesive—

* * * * *

CHAPTER 126. MOTOR VEHICLE AND FUELS PROGRAMS

Subchapter C. [GASOLINE VOLATILITY REQUIREMENTS] (Reserved)

§ 126.301. [**Compliant fuel requirement**] (Reserved).

[(a) This subchapter applies to gasoline which is sold or transferred into or within the Pittsburgh-Beaver Valley Area during the period May 1 through September 15, 1998, and continuing every year thereafter.

(b) A refiner, importer, distributor, reseller, terminal owner and operator or carrier, may not:

(1) Sell, exchange or supply gasoline that is not a compliant fuel during the period described in subsection (a).

(2) Blend, mix, store or transport or allow blending, mixing, storing or transporting of compliant fuel with noncompliant fuel during the period described in subsection (a).

(c) A retailer or wholesale purchaser-consumer may not sell, exchange or supply gasoline that is not a compliant fuel during the period June 1 through September 15, 1998, and continuing every year thereafter.]

§ 126.302. [**Recordkeeping and reporting**] (Reserved).

[(a) Beginning with the terminal owner or operator who sells or transfers gasoline intended for use in the Pittsburgh-Beaver Valley Area during the period described in § 126.301(a) (relating to compliant fuel requirements), each time the physical custody of or title to a shipment of gasoline changes hands, other than when gasoline is sold or transferred for use in motor vehicles at a retail outlet or wholesale purchaser-consumer's facility, the transferor shall provide to the transferee a copy of the record described in this subsection. This record shall legibly and conspicuously contain, at a minimum, the following information:

(1) The date of the sale or transfer.

(2) The name and address of the transferor.

(3) The name and address of the transferee.

(4) The location of the gasoline at the time of transfer.

(5) The volume of gasoline which is being sold or transferred.

(6) A statement or grade code certifying that the gasoline has an RVP of 7.8 pounds per square inch or less per gallon.

(b) A person who transports, stores or sells compliant fuel that is intended for use in the Pittsburgh-Beaver Valley Area during the period described in § 126.301(a), shall segregate the compliant fuel from noncompliant fuel and the documentation described in subsection (a) shall accompany the compliant fuel at all times.

(c) Each person in the gasoline distribution network shall maintain records containing the compliance information listed in subsection (a). These records shall be retained for at least 2 years from the date of the sale or transfer of compliant fuel.

(d) The records containing the compliance information in subsection (a) for the period described in subsection (c) shall be kept onsite at each point in the distribution network except for retail outlets. Retail outlets shall retain these records for the period described in subsection (c) and only those records for the current period described under § 126.301(c) shall be kept onsite. At the end of each period described under § 126.301(c), these records may be transferred to an alternate location for the remainder of the period described under subsection (c) and be made available to the Department upon request.]

§ 126.303. [Compliance and test methods] (Reserved).

[Compliance with the 7.8 pounds per square inch RVP standard shall be determined by use of the sampling and testing methods specified in this section. Sampling or testing of gasoline required by this chapter shall be accomplished as follows:

(1) Sampling of gasoline for the purpose of determining compliance with this subchapter shall be

conducted in accordance with 40 CFR Part 80, Appendix D (relating to sampling procedures for fuel volatility).

(2) Testing of gasoline for purposes of determining compliance with this rule shall be conducted in accordance with 40 CFR Part 80, Appendix E (relating to test for determining Reid Vapor Pressure (RVP) of gasoline and gasoline-oxygenate blend).]

[Pa.B. Doc. No. 17-327. Filed for public inspection February 24, 2017, 9:00 a.m.]

STATEMENTS OF POLICY

Title 4—ADMINISTRATION

PART II. EXECUTIVE BOARD

[4 PA. CODE CH. 9]

Reorganization of the Pennsylvania State Police

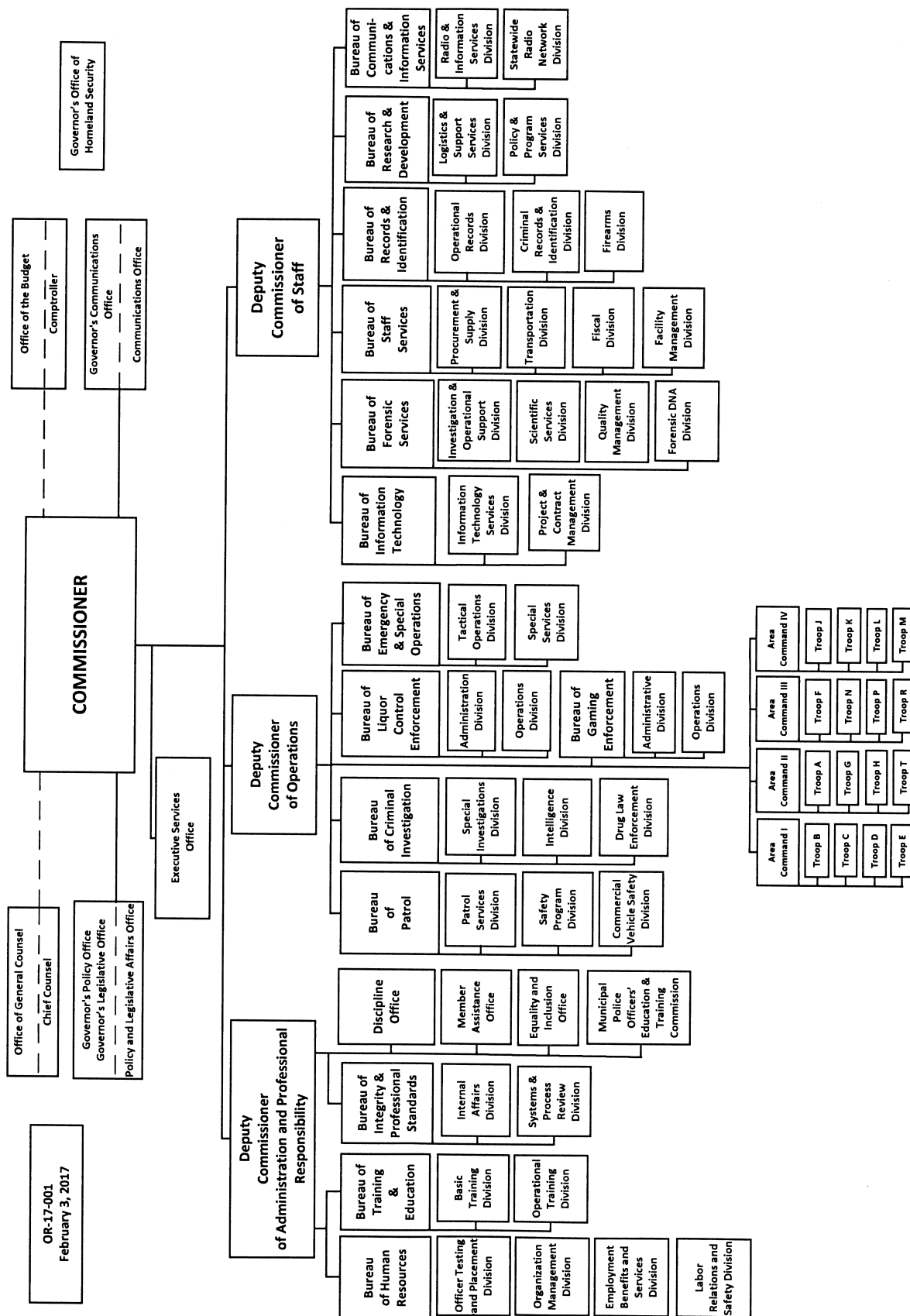
The Executive Board approved a reorganization of the Pennsylvania State Police effective February 3, 2017.

The organization chart at 47 Pa.B. 1164 (February 25, 2017) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

(Editor's Note: The Joint Committee on Documents has found organization charts to be general and permanent in nature. This document meets the criteria of 45 Pa.C.S. § 702(7) (relating to contents of Pennsylvania Code) as a document general and permanent in nature which shall be codified in the Pennsylvania Code.)

[Pa.B. Doc. No. 17-328. Filed for public inspection February 24, 2017, 9:00 a.m.]

PENNSYLVANIA STATE POLICE



Title 19—CORPORATIONS AND BUSINESS ASSOCIATIONS

DEPARTMENT OF STATE

[19 PA. CODE CH. 71]

Bureau of Corporations and Charitable Organizations; Restricted Professional Companies

The Department of State (Department), Bureau of Corporations and Charitable Organizations (Bureau) adds a statement of policy in Chapter 71 (relating to limited liability companies—statement of policy) to read as set forth in Annex A.

A. Purpose

The purpose of Chapter 71 is to clarify the meaning of “restricted professional company” and “restricted professional services” as they are used in forms promulgated by the Department: Form DSCB 15-8821 (Certificate of Organization—Domestic Limited Liability Company), Form DSCB 15-412 (Foreign Registration Statement) and Form DSCB 15-8221/8998 (Certificate of Annual Registration).

B. Background

Chapter 71 relates to restricted professional companies and forms promulgated by the Department regarding domestic and foreign restricted professional companies. The need for this statement of policy is based on the passage of the act of November 21, 2016 (P.L. 1328, No. 170) (Act 170).

Act 170 was signed into law on November 21, 2016, and became effective February 21, 2017, for the purpose of the three affected forms. Act 170 amends 15 Pa.C.S. and 54 Pa.C.S. (relating to Associations Code; and names) to replace aging laws on unincorporated entities. As relating to the need for this statement of policy, Act 170 repeals and replaces existing Pennsylvania law on limited liability companies (15 Pa.C.S. Chapter 89, formerly known as the Limited Liability Company Law of 1994) with the most recent version of the Uniform Limited Liability Company Act promulgated by the Uniform Law Commission (15 Pa.C.S. Chapter 88 (relating to Pennsylvania Uniform Limited Liability Company Act of 2016)).

Early versions of House Bill 1398, which eventually became Act 170, initially repealed 15 Pa.C.S. Chapter 89 in full, along with the concept of the restricted professional company and its annual registration filed with the Department. See 15 Pa.C.S. § 8998 (relating to annual registration) and former 15 Pa.C.S. § 8903. Later versions of House Bill 1398 reinstated 15 Pa.C.S. Chapter 89, Subchapter L (relating to restricted professional companies), thereby preserving 15 Pa.C.S. §§ 8995—8998 and the category of restricted professional companies in current law. This includes the filing of certificates of annual registration for domestic and foreign “restricted professional companies.” However, the definitions of “restricted professional company” and “restricted professional services” in former 15 Pa.C.S. § 8903 were repealed and are no longer available.

Therefore, the Department is adopting a statement of policy in Chapter 71 to carry over the definitions of “restricted professional company” and “restricted professional services” so that the definitions are available to

registrants. Chapter 71 specifies that a limited liability company that is rendering one or more restricted professional services will continue to state in its certificate of organization or foreign registration statement that it is a restricted professional company and include a brief description of the restricted professional service or services to be rendered by the company. The Department finds this information necessary to continue to appropriately index limited liability companies rendering restricted professional services, for the purpose of notification of and filing of certificates of annual registration. Forms DSCB 15-8821, DSCB 15-412 and DSCB 15-8221/8998 have been revised in accordance with Act 170 and published at 47 Pa.B. 567 (January 28, 2017). This statement of policy clarifies the meaning of “restricted professional company” and “restricted professional services” as used in these forms and in 15 Pa.C.S. §§ 8995—8998, which remain in effect.

C. Fiscal Impact

This statement of policy will not have fiscal impact upon the Commonwealth, its political subdivisions or the private sector. The formation of limited liability companies in this Commonwealth necessarily requires a filing with the Department. The requirement for the filing of certificates of annual registration by restricted professional companies is also unchanged. Chapter 71 carries previous statutory definitions, which were inadvertently repealed, to effectuate related statutory provisions that were preserved in the law.

D. Contact Person

Specific questions regarding this statement of policy should be directed to Martha H. Brown, Assistant Counsel, Department of State, Office of Chief Counsel, 306 North Office Building, Harrisburg, PA 17120.

E. Effective Date

This statement of policy is effective upon publication.

PEDRO A. CORTÉS,
Secretary

(*Editor’s Note:* Title 19 of the *Pennsylvania Code* is amended by adding statements of policy in §§ 71.1 and 71.2 to read as set forth in Annex A.)

Fiscal Note: 16-54. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 19. CORPORATIONS AND BUSINESS ASSOCIATIONS

PART I. DEPARTMENT OF STATE

Subpart B. BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS

ARTICLE IV. OTHER ASSOCIATIONS

CHAPTER 71. LIMITED LIABILITY COMPANIES—STATEMENT OF POLICY

Sec.

71.1. Definitions.

71.2. Restricted professional companies.

§ 71.1. Definitions.

The following words and terms, when used in this part, have the following meanings, unless the context clearly indicates otherwise:

Certificate of organization—The certificate required under 15 Pa. Code § 8821 (relating to formation of limited liability company and certificate of organization). The term includes the certificate as amended or restated.

Domestic limited liability company—An association formed under 15 Pa.C.S. Chapter 88 (relating to Pennsylvania Uniform Limited Liability Company Act of 2016) or which becomes subject to 15 Pa.C.S. Chapter 88 under 15 Pa.C.S. Chapter 3 (relating to Entity Transactions Law) or 15 Pa.C.S. § 8811 (relating to short title and application of chapter).

Foreign limited liability company—An association organized under the laws of any jurisdiction other than the Commonwealth, whether or not required to register under 15 Pa.C.S. Chapter 4 (relating to foreign associations), which would be a limited liability company if organized under the laws of the Commonwealth.

Foreign registration statement—The statement required under 15 Pa.C.S. § 412 (relating to foreign registration statement), by which a foreign filing association or foreign limited liability partnerships registers to do business in this Commonwealth.

Restricted professional company—A domestic or foreign limited liability company that renders one or more restricted professional services.

Restricted professional services—The following professional services: chiropractic, dentistry, law, medicine and surgery, optometry, osteopathic medicine and surgery, podiatric medicine, public accounting, psychology or veterinary medicine. The unofficial citations for the definitions of the various types of restricted professional services under Pennsylvania law are as follows:

(i) Chiropractic—section 102 of the Chiropractic Practice Act (63 P.S. § 625.102).

(ii) Dentistry—section 2 of The Dental Law (63 P.S. § 121).

(iii) Medicine and surgery—section 2 of the Medical Practice Act of 1985 (63 P.S. § 422.2).

(iv) Optometry—section 2 of the Optometric Practice and Licensure Act (63 P.S. § 244.2).

(v) Osteopathic medicine and surgery—section 2 of the Osteopathic Medical Practice Act (63 P.S. § 271.2).

(vi) Podiatric medicine—section 2 of the Podiatry Practice Act (63 P.S. § 42.2).

(vii) Psychology—section 2 of the Professional Psychologists Practice Act (63 P.S. § 1202).

(viii) Public accounting—section 2 of the CPA Law (63 P.S. § 9.2).

(ix) Veterinary medicine—section 3 of the Veterinary Medicine Practice Act (63 P.S. § 485.3).

§ 71.2. Restricted professional companies.

If a limited liability company is a restricted professional company, its certificate of organization or foreign registration statement must contain a statement to that effect, including a brief description of the restricted professional service or services to be rendered by the company.

[Pa.B. Doc. No. 17-329. Filed for public inspection February 24, 2017, 9:00 a.m.]

NOTICES

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority contained in the act of November 30, 1965 (P.L. 847, No. 356), known as the Banking Code of 1965; the act of May 15, 1933 (P.L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P.L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending February 14, 2017.

Under section 503.E of the Department of Banking and Securities Code (71 P.S. § 733-503.E), any person wishing to comment on the following applications, with the exception of branch applications, may file comments in writing with the Department of Banking and Securities, Corporate Applications Division, 17 North Second Street, Suite 1300, Harrisburg, PA 17101-2290. Comments must be received no later than 30 days from the date notice regarding receipt of the application is published in the *Pennsylvania Bulletin*. The nonconfidential portions of the applications are on file at the Department and are available for public inspection, by appointment only, during regular business hours. To schedule an appointment, contact the Corporate Applications Division at (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

BANKING INSTITUTIONS

Section 112 Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
2-7-2017	Firetree Ltd. Williamsport Lycoming County Application for approval to acquire in excess of 10% of the common stock of Woodlands Financial Services Company, Williamsport.	Withdrawn

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
2-9-2017	Peoples Security Bank and Trust Company Scranton Lackawanna County	3920 Tilghman Street Allentown Lehigh County	Approved
2-13-2017	Lafayette Ambassador Bank Bethlehem Northampton County	1928 Hamilton Street Allentown Lehigh County	Approved
2-14-2017	Mid Penn Bank Millersburg Dauphin County	1021 Centre Turnpike Orwigsburg Schuylkill County	Filed

Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
2-10-2017	CNB Bank Clearfield Clearfield County	<i>To:</i> 301 Main Street Ridgway Elk County <i>From:</i> 2070 Court Street Ridgway Elk County	Filed

Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
2-3-2017	Royal Bank America Narberth Montgomery County	2603 Egypt Road Trooper Montgomery County	Closed

CREDIT UNIONS

No activity.

The Department's web site at www.dobs.pa.gov includes public notices for more recently filed applications.

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 17-330. Filed for public inspection February 24, 2017, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Manufactured Housing Installation Program; Approved Training Curriculum for Construction Code Officials

Under 12 Pa. Code § 149.5(d) (relating to building code official training), the Department of Community and Economic Development (Department) publishes the list of approved training curriculum for those code officials who inspect the installation of manufactured homes. Persons that have successfully completed the training curriculum listed will have satisfied the requirement in 12 Pa. Code § 149.5(e).

Courses approved by the Department, Housing Standards Division:

Pa. Manufactured Housing New Home Installation 2017

Pa. Manufactured Housing Installer Training for Relocated Homes 2017

Courses administered by the Pennsylvania Construction Codes Academy:

Building Code Official Certification Academy

BCO 116: Relocated Manufactured Housing, Habitability and Installation

BCO 117: Proper Handling of Factory Built Houses and Buildings

In addition to the approved training programs previously listed, the Department may provide a workshop for code officials who request training. A fee of \$20 per credit hour shall be payable to the Department for workshops where continuing education units are provided. Code officials may contact the Department to request more information on scheduling a workshop.

Program inquiries should be directed to Michele Moore, Manufactured Housing Installation Program Manager, Department of Community and Economic Development, 4th Floor, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120-0225, (717) 720-7414, mimoore@pa.gov.

DENNIS M. DAVIN,
Secretary

[Pa.B. Doc. No. 17-331. Filed for public inspection February 24, 2017, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT APPLICATIONS FOR NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications concern, but are not limited to, discharges regarding industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFO). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Waste; Discharge into Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

For NPDES renewal applications in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements.

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 Individual Permits and Individual Stormwater Construction Permits in Sections IV and VI, the Department, based upon preliminary reviews, has made tentative determinations of proposed effluent limitations and other terms and conditions for the permit applications. In accordance with 25 Pa. Code § 92a.32(d), the proposed discharge of stormwater associated with construction activities will be managed in accordance with the requirements of 25 Pa. Code Chapter 102. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, the United States Environmental Protection Agency (EPA) Region III Administrator has waived the right to review or object to proposed NPDES permit actions under the waiver provision in 40 CFR 123.24(d).

Persons wishing to comment on NPDES applications are invited to submit statements to the contact office noted before the application within 30 days from the date of this public notice. Persons wishing to comment on WQM permit applications are invited to submit statements to the office noted before the application within 15 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the applications. A comment submittal should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests for public hearings on applications. A public hearing may be held if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. The Department will postpone its final determination until after a public hearing is held.

Persons with a disability who require an auxiliary aid, service, including TDD users, or other accommodations to seek additional information should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

I. NPDES Renewal Applications

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0253367 (Sewage)	Teen Quest Ranch STP 293 Rich Road Somerset, PA 15501-9668	Somerset County Milford Township	Unnamed Tributary to Middle Creek (19-F)	Yes
PA0252778 (Sewage)	Stonecypher SR STP 5821 Somerset Pike Boswell, PA 15531	Somerset County Jenner Township	UNT of South Fork Bens Creek (18-E)	Yes

Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0061841 (Industrial Wastewater)	Pennsylvania American Water—Brownell WTP 1799 Jumper Road Wilkes-Barre, PA 18702	Lackawanna County Carbondale Township	Racket Brook (05A)	Yes
PA0063347 (Sewage)	Romanishan Metal Fabrications 195 E. Moorestown Road Wind Gap, PA 18091-9725	Northampton County Bushkill Township	Unnamed Tributary of Bushkill Creek (1-F)	Yes

Northcentral Region: Clean Water Program Manager, 208 West Third Street, Williamsport, PA 17701.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0009318 (Industrial Waste)	General Cable 409 Reighard Avenue Williamsport, PA 17701	Lycoming County Williamsport City	Fox Hollow Run (10-A)	Y
PA0209392 (Sewage)	Mann Creek Heights 563 Valley Road Mansfield, PA 16933-9300	Tioga County Richmond Township	Tioga River (4-A)	Yes
PA0060305 (Industrial)	Mt Pisgah State Park 28 Entrance Road Troy, PA 16947-8506	Bradford County West Burlington Township	Mill Creek (4-C)	Yes

Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0239712 (Sewage)	Bruin STP 259 Argyle Street Petroia, PA 16050	Butler County Parker Township	Bear Creek (17-C)	Yes
PA0093378 (Sewage)	Assoc Ceramics & Tech 400 N Pike Road Sarver, PA 16055-8634	Butler County Winfield Township	Unnamed Tributary to Sarver Run (18-F)	Yes

II. Applications for New or Expanded Facility Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

PA0255220, Sewage, SIC Code 8800, **Albert and Brittany Daisley**, 3945 Sardis Road, Pittsburgh, PA 15239. Facility Name: Daisley SRSTP. This proposed facility is located in Plum Borough, **Allegheny County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of treated sanitary sewage.

The receiving stream(s), Unnamed Tributary of Little Plum Creek, is located in State Water Plan watershed 18-A and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0004 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No/100 ml)	XXX	XXX	XXX	200	XXX	1,000

The EPA Waiver is in effect.

PA0252999, Sewage, SIC Code 4952, **Unity Township Municipal Authority**, PO Box 506, Pleasant Unity, PA 15676-0506. Facility Name: 14 Mile Run STP. This existing facility is located in Unity Township, **Westmoreland County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream, Fourmile Run, is located in State Water Plan watershed 18-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.95 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0 Max	XXX
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Nov 1 - Apr 30	198	301	XXX	25	38	50
May 1 - Oct 31	158	237	XXX	20	30	40
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	237	356	XXX	30	45	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report Daily Max	XXX	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Ammonia-Nitrogen						
Nov 1 - Apr 30	57	85	XXX	7.2	10.8	14.4
May 1 - Oct 31	19	28	XXX	2.4	3.6	4.8
Total Phosphorus	XXX	XXX	XXX	Report Daily Max	XXX	XXX

The EPA Waiver is in effect.

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

PA0020214, Sewage, SIC Code 4952, **Mount Union Municipal Authority**, P.O. Box 90, 9 West Market Street, Mount Union, PA 17066. Facility Name: Mt Union STP. This existing facility is located in Mount Union Borough, **Huntingdon County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Juniata River, is located in State Water Plan watershed 12-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.1 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0 Max	XXX
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	225.0	365.0 Wkly Avg	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	275	410.0 Wkly Avg	XXX	30.0	45.0	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light dosage (mWsec/cm ²)	XXX	XXX	Report	XXX	XXX	XXX

The proposed monitoring requirements and, where appropriate, effluent limits for implementation of the Chesapeake Bay Tributary Strategy are as follows for Outfall 001.

<i>Parameter</i>	<i>Mass Units (lbs)</i>		<i>Effluent Limitations</i>			
	<i>Monthly</i>	<i>Annual</i>	<i>Monthly</i>	<i>Monthly Average</i>	<i>Concentrations (mg/L) Maximum</i>	<i>Instant. Maximum</i>
Ammonia—N	Report	Report	XXX	Report	XXX	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX	XXX
Net Total Nitrogen	Report	20,091	XXX	XXX	XXX	XXX
Net Total Phosphorus	Report	2,679	XXX	XXX	XXX	XXX

In addition, the permit contains the following major special conditions:

- Stormwater prohibition
- Notification of designation of responsible operator
- WETT requirement
- Hauled-in waste restriction

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is not in effect.

PA0084778, Sewage, SIC Code 4952, **Granville Township Municipal Authority**, 100 Helen Street, Lewistown, PA 17044. Facility Name: Granville Township Strodes Mills STP. This existing facility is located in Oliver Township, **Mifflin County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Strodes Run, is located in State Water Plan watershed 12-A and is classified for High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.066 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	5.0	XXX	Max	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	13	22	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD ₅)		Wkly Avg				
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	16	24	XXX	30.0	45.0	60
		Wkly Avg				
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Ultraviolet light intensity ($\mu\text{w}/\text{cm}^2$)	XXX	XXX	Report	XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	5.0	XXX	XXX	9.0	XXX	18
May 1 - Oct 31	1.5	XXX	XXX	3.0	XXX	6

The proposed monitoring requirements and, where appropriate, effluent limits for implementation of the Chesapeake Bay Tributary Strategy are as follows for Outfall 001.

<i>Parameter</i>	<i>Mass Units (lbs/day)</i>		<i>Effluent Limitations</i>			
	<i>Monthly</i>	<i>Annual</i>	<i>Monthly</i>	<i>Monthly Average</i>	<i>Maximum</i>	<i>Instant. Maximum</i>
Ammonia—N	Report	Report	XXX	Report	XXX	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX	XXX

In addition, the permit contains the following major special conditions:

- Stormwater prohibition
- Notification of the designation of responsible operator
- Hauled-in waste restriction
- Notification for TRC

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is in effect.

PA0087955, Sewage, SIC Code 4941, 4952, **Cassville Water & Sewer Authority**, PO Box 48, Cassville, PA 16623. Facility Name: Cassville STP. This existing facility is located in Cass Township, **Huntingdon County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Unnamed Tributary of Little Trough Creek, is located in State Water Plan watershed 11-D and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.03 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0 Max	XXX
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	6.3	10.0 Avg. Wkly.	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	7.5	11.3 Avg. Wkly.	XXX	30.0	45.0	60
Total Suspended Solids Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light intensity (µw/cm ²)	XXX	XXX	Report	XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	3.0	XXX	XXX	12.0	XXX	24
May 1 - Oct 31	1.0	XXX	XXX	4.0	XXX	8

The proposed monitoring requirements and, where appropriate, effluent limits for implementation of the Chesapeake Bay Tributary Strategy are as follows for Outfall 001.

<i>Parameter</i>	<i>Mass Units (lbs/day)</i>		<i>Effluent Limitations</i>		<i>Concentrations (mg/L)</i>	
	<i>Monthly</i>	<i>Annual</i>	<i>Monthly</i>	<i>Monthly Average</i>	<i>Maximum</i>	<i>Instant. Maximum</i>
Ammonia—N	Report Total Qrtly.	Report	XXX	Report Avg. Qrtly.	XXX	XXX
Kjeldahl—N	Report Total Qrtly.	XXX	XXX	Report Avg. Qrtly.	XXX	XXX
Nitrate-Nitrite as N	Report Total Qrtly.	XXX	XXX	Report Avg. Qrtly.	XXX	XXX
Total Nitrogen	Report Total Qrtly.	Report	XXX	Report Avg. Qrtly.	XXX	XXX
Total Phosphorus	Report Total Qrtly.	Report	XXX	Report Avg. Qrtly.	XXX	XXX

In addition, the permit contains the following major special conditions:

- Stormwater prohibition
- Notification of designation of responsible operator
- Hauled-in waste restriction

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is in effect.

PA0261581, Industrial, SIC Code 4941, **Red Lion Municipal Authority**, PO Box 190, Red Lion, PA 17356. Facility Name: Cabin Creek Water Treatment Plant. This existing facility is located in Windsor Township, **York County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Industrial Waste.

The receiving stream(s), Cabin Creek, is located in State Water Plan watershed 7-I and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.35 MGD:

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.12	XXX	0.40
Total Suspended Solids	Report	Report	XXX	30.0	60.0	75
Total Dissolved Solids	Report	Report	XXX	500.0	1,000.0	1,250
Aluminum, Total	2.51	3.91	XXX	0.86	1.34	2.15
Copper, Total	0.04	0.07	XXX	0.016	0.025	0.04
Iron, Total	5.83	8.75	XXX	2.0	3.0	5
Manganese, Total	2.91	4.37	XXX	1.0	1.5	2.5
Zinc, Total	0.37	0.58	XXX	0.13	0.20	0.32

The proposed effluent limits for Outfall 002 are based on a design flow of N/A MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	XXX	XXX	Report

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is in effect.

PA0247707, Sewage, SIC Code 6514, **William Bratton**, 275 Guyer Corner Road, New Enterprise, PA 16664. Facility Name: Bratton Residence SRSTP. This existing facility is located in South Woodbury Township, **Bedford County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Dry Swale to Unnamed Tributary to Beaver Creek, is located in State Water Plan watershed 11-D and is classified for High Quality—Cold Water and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0004 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Total Residual Chlorine (TRC)	XXX	XXX	0.3	XXX	XXX	XXX
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200 Geo Mean	XXX	1,000

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is in effect.

Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

PA0264822, Sewage, SIC Code 8800, **Frederick Nuhfer**, 1240 E 5th Avenue, Warren, PA 16365-8406. Facility Name: Frederick Nuhfer SRSTP. This proposed facility is located in Glade Township, **Warren County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of treated SRSTP sewage.

The receiving stream, an Unnamed Tributary to Conewango Creek (Indian Hollow Run), is located in State Water Plan watershed 16-B and is classified for cold water fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0004 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report	XXX	XXX
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200 Geo Mean	XXX	XXX

In addition, the permit contains the following major special conditions:

- Prohibition of Stormwater Discharges
- Right of Way
- Department Revocation of Permit
- Aerobic Tank Pumping Requirement
- Abandonment of the Treatment System
- Requirement to Submit Annual Maintenance & Discharge Monitoring Reports
- Chlorine Minimization
- Solids Handling

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is in effect.

III. WQM Industrial Waste and Sewerage Applications under The Clean Streams Law

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

WQM Permit No. WQG02261501, Sewage, **Georges Township Fayette County**, 141 Big Six Road, Smithfield, PA 15478-1600.

This proposed facility is located in Georges Township, **Fayette County**.

Description of Proposed Action/Activity: Installation of a low pressure sewer system to serve 8 single family homes.

WQM Permit No. 6317400, Sewage, **Chartiers Township**, PO Box 510, Washington, PA 15301-4514.

This proposed facility is located in Washington City, **Washington County**.

Description of Proposed Action/Activity: Sewer extension project to alleviate malfunctioning on-lot systems.

WQM Permit No. WQG02111701, Sewage, **Forest Hills Municipal Authority Cambria County**, P O Box 337, St. Michael, PA 15951-0337.

This proposed facility is located in Conemaugh Township, **Cambria County**.

Description of Proposed Action/Activity: construction and operation of conventional gravity sewers and a low pressure sewer system. The Pennsylvania Infrastructure Investment Authority (PENNVEST) which administers Pennsylvania's State Revolving Fund has been identified as a potential funding source.

Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

WQM Permit No. 1017401, Sewage, **Breakneck Creek Regional Authority**, 1166 Mars Evans City Road, Mars, PA 16046-1180.

This proposed facility is located in Adams Township, **Butler County**.

Description of Proposed Action/Activity: Upgrades to Davidson Road pump station and installation of upstream comminutor.

WQM Permit No. 4317403, Sewage, **Richard Seger**, 2108 Mercer Road, Fredonia, PA 16124.

This proposed facility is located in Delaware Township, **Mercer County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant.

VI. NPDES Individual Permit Applications for Discharges of Stormwater Associated with Construction Activities

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Lehigh County Conservation District, Lehigh Ag Center, Suite 102, 4184 Dorney Park Rd., Allentown, PA 18104.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD390020	William Wall Valley Builders, LLC 775 Furnace St. P.O. Box 189 Emmaus, PA 18049-3907	Lehigh	Emmaus Borough	UNT to Leibert Creek (HQ-CWF, MF)

Monroe County Conservation District, 8050 Running Valley Rd., Stroudsburg, PA 18360-0917.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD450009	Robert Weseloh 815 Seven Bridge Road East Stroudsburg, PA 18301	Monroe	Hamilton Township	UNT to Appenzell Creek (HQ-CWF, MF)

VII. List of NOIs for NPDES and/or Other General Permit Types

PAG-12 CAFOs

CAFO Notices of Intent Received

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717-705-4707.

PAG123527, CAFO, Jonathon King Hog Farm CAFO, 1334 Valentine Rd, Ickesburg, PA 17037.

This proposed facility will be located in Northeast Madison Township, **Perry County**.

Description of Size and Scope of Proposed Operation/Activity: 526.48 AEU/Swine (Finishing), Beef (Cattle), Horses.

The receiving streams, UNT 11225 to Bixler Run, classified for: CWF; all in watershed 7-A.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the State narrative water quality standards.

PA0260223, CAFO, Riverview Farms, 241 Riverview Rd, Peach Bottom, PA 17563.

This proposed facility will be located in Fulton Township, **Lancaster County**.

Description of Size and Scope of Proposed Operation/Activity: 466.06 AEU/Swine (Finishing), Dairy (Heifers, Calves).

The receiving streams, Puddle Duck Creek, classified for: HQ-WWF, Peters Creek, classified for: HQ-WWF, Hains Branch, classified for: HQ-WWF, Susquehanna River, classified for: WWF, Trib 07170 to Conowingo Creek, classified for HQ-CWF; all in watershed 7-K.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the State narrative water quality standards.

PAG123638, CAFO, Lime Valley Farms, Inc, 1415 Lime Valley Rd, Lancaster, PA 17602.

This proposed facility will be located in Strasburg Township, **Lancaster County**.

Description of Size and Scope of Proposed Operation/Activity: 512.31 AEU/Poultry (Broiler), Dairy (Cattle, Heifers, Calves).

The receiving streams, Walnut Run, classified for: WWF, Little Beaver Creek, classified for TSF; all in watershed 7-K.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the State narrative water quality standards.

PAG123848, CAFO, Drew Johnson Farm, 20575 Hammond Rd, Spring Run, PA 17262.

This proposed facility will be located in Fannett Township, **Franklin County**.

Description of Size and Scope of Proposed Operation/Activity: 682.85 AEU/Swine.

The receiving streams, Trib 59698 of Dry Run, classified for: CWF; all in watershed 13-C.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the State narrative water quality standards.

PAG123643, CAFO, Blossomelle Holsteins, 273 Green Tree Rd, Elizabethtown, PA 17022.

This proposed facility will be located in Mount Joy Township, **Lancaster County**.

Description of Size and Scope of Proposed Operation/Activity: 859.75 AEU/Dairy (Cows, Heifers, Calves), Poultry (Layers).

The receiving streams, Trib 07969 of Little Chickies Creek, classified for: TSF; all in watershed 7-G.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the State narrative water quality standards.

STATE CONSERVATION COMMISSION

PROPOSED NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs

This notice provides information about agricultural operations that have submitted nutrient management plans (NMPs) for approval under 3 Pa.C.S. Chapter 5 and that have or anticipate submitting applications for new, amended or renewed NPDES permits, or Notices of Intent (NOIs) for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Based upon preliminary reviews, the State Conservation Commission (SCC) or County Conservation Districts (CCD) working under a delegation agreement with the SCC have completed an administrative review of NMPs described. These NMPs are published as proposed plans for comment prior to taking final actions. The NMPs are available for review at the CCD office for the county where the agricultural operation is located. A list of CCD office locations is available at <http://www.nacdnet.org/about/districts/directory/pa.phtml> or can be obtained from the SCC at the office address listed or by calling (717) 787-8821.

Persons wishing to comment on an NMP are invited to submit a statement outlining their comments on the plan to the CCD, with a copy to the SCC for each NMP, within 30 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the NMPs. Comments should include the name, address and telephone number of the writer and a concise statement to inform the SCC of the exact basis of the comments and the relevant facts upon which they are based. Comments should be sent to the SCC, Agriculture Building, Room 310, 2301 North Cameron Street, Harrisburg, PA 17110.

Persons with a disability who require an auxiliary aid, service, including TDD users or other accommodations to seek additional information should contact the SCC through the Pennsylvania AT&T Relay Service at (800) 654-5984.

APPLICATIONS

NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal / New</i>
M.W. Smith Farms 851 Meadow Grove Rd Newport, PA 17074	Perry	1,324.05	1,222.43	Dairy	WWF, MF	New
Deer Stone Ag., Inc. Drew Derstein Farm 10049 Ferguson Valley Road Lewistown, PA 17044	Mifflin	24.6	720.52	Swine	HQ	Renewal
Round Hill Poultry Travis and Mitchell Miller 6108 Carlisle Pike East Berlin, PA 17316	Adams	34.2	313.41	Poultry— Turkeys	NA	New
Laurel Ridge Pig Co Scott Augsburg 700 Swamp Church Rd. Reinholds, PA 17569	Lancaster	75.3	645.86	Swine	NA	New

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal / New</i>
Glenn & Joel Martin 2077 Mountain Rd. Manheim, PA 17545	Lancaster	194	128.16	Ducks	NA	Renewal

PUBLIC WATER SUPPLY (PWS) PERMITS

Under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17), the following parties have applied for PWS permits to construct or substantially modify public water systems.

Persons wishing to comment on permit applications are invited to submit statements to the office listed before the application within 30 days of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding an application. A comment should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held after consideration of comments received during the 30-day public comment period.

Following the comment period, the Department will make a final determination regarding the proposed permit. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The permit application and related documents are on file at the office listed before the application and available for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

Persons with a disability that require an auxiliary aid, service or other accommodations to participate during the 30-day public comment period should contact the office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act

Southeast Region: Safe Drinking Water Supply Management Program Manager, 2 East Main Street, Norristown, PA 19401.

Permit No. 1517502, Minor Amendment. Public Water Supply.

Applicant	Tel Hai Retirement Community 1200 Tel Hai Circle Honey Brook, PA 19344
Township	Honey Brook
County	Chester
Type of Facility	PWS
Consulting Engineer	James R. Holley Associates, Inc. 18 South George Street York, PA 17401

Permit to Construct Issued January 5, 2017

Permit No. 0917503, Minor Amendment. Public Water Supply.

Applicant	North Wales Water Authority 200 West Walnut Street P.O. Box 339 North Wales, PA 19454
Township	Doylestown
County	Bucks
Type of Facility	PWS
Consulting Engineer	North Wales Water Authority 200 West Walnut Street P.O. Box 339 North Wales, PA 19454

Permit to Construct Issued February 2, 2017

Northeast Region: Safe Drinking Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Application No. 6617501, Public Water Supply.

Applicant	Silver Springs Ranch, LLC 5148 Nuangola Road Mountaintop, PA 18707
[Township or Borough]	Monroe Township
Responsible Official	Mr. Ronald Walsh, Jr., Manager Silver Springs Ranch, LLC 5148 Nuangola Road Mountaintop, PA 18707
Type of Facility	Finished Bulk Water Hauling
Consulting Engineer	Thomas Pullar, PE Earth Res P.O. Box 468 Pipersville, PA 18947

Application Received Date 1/30/2017

Description of Action Applicant proposes replacing the existing 20,000 gallon storage silo with a new 50,000 gallon silo.

Southcentral Region: Safe Drinking Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Permit No. 2217501, Public Water Supply.

Applicant	Millersburg Area Authority
Municipality	Millersburg Borough
County	Dauphin
Responsible Official	Nick McCarron, Manager 101 West Street Millersburg, PA 17601

Type of Facility Public Water Supply
 Consulting Engineer D. Jeffrey Golding, P.E.
 Gannett Fleming, Inc.
 PO Box 67100
 Harrisburg, PA 17106-7100
 Application Received: 1/25/2017
 Description of Action Upgrade to the existing Rising Sun Booster Station serving the Cloverly Acres pressure zone, including the replacement the booster pumps & piping and demolition of old equipment.

Permit No. 3817502, Public Water Supply.

Applicant **Kenbook Bible Camp, Inc.**
 Municipality Swatara Township
 County **Lebanon**
 Responsible Official B Nicholas Ressler, Executive Director
 190 Pine Meadow Road
 Lebanon, PA 17046
 Type of Facility Public Water Supply
 Consulting Engineer Charles A. Kehew II, P.E.
 James R. Holley & Associates, Inc.
 18 South George Street
 York, PA 17401
 Application Received: 2/1/2017
 Description of Action Installation of GWR 4-log treatment, finished water storage, booster pump and the consolidation of entry points.

Permit No. 2217503, Public Water Supply.

Applicant **Capital Region Water**
 Municipality City of Harrisburg & Susquehanna Township
 County **Dauphin**
 Responsible Official Michael McFadden, Water System Superintendent
 100 Pine Drive
 Harrisburg, PA 17101
 Type of Facility Public Water Supply
 Consulting Engineer Michael J. Mehaffey, P.E.
 Gannett Fleming, Inc.
 PO Box 67100
 Harrisburg, PA 17106-7100
 Application Received: 2/7/2017
 Description of Action Replacement of the existing tube settlers, effluent troughs and slide gates with packaged plate settlers in the sedimentation basins; along with the installation of a chlorine gas scrubber system and the removal of the existing chlorine dioxide equipment and an ammonia storage tank.

Permit No. 2217502 MA, Minor Amendment, Public Water Supply.

Applicant **Pennsylvania American Water**
 Municipality South Hanover Township
 County **Dauphin**
 Responsible Official David R. Kaufman, Vice President—Engineering
 852 Wesley Drive
 Mechanicsburg, PA 17055
 Type of Facility Public Water Supply
 Consulting Engineer Scott M. Thomas, P.E.
 Pennsylvania American Water
 852 Wesley Drive
 Mechanicsburg, PA 17055
 Application Received: 2/3/2017
 Description of Action Replacement of the existing sodium hydroxide feed system Schedule 80 PVC plumbing with welded stainless steel and the replacement of the existing diaphragm chemical pumps with peristaltic pumps.

RESIDUAL WASTE GENERAL PERMITS

Application(s) received Under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.

Northcentral Region: Regional Solid Waste Manager, 208 West Third Street, Williamsport, PA 17701.

General Permit Application No. WMGR159. Headwaters Construction Materials, LLC, 10701 South River Front Parkway, Suite 300, South Jordan, UT 84095. The proposed project is located at Headwaters Montour Plant, 18 McMichael Road, Washingtonville, PA 17884. This application is for a new statewide general permit for the processing of waste coal ash that has been disposed in a residual waste landfill and the beneficial use of the disposed coal ash as an ingredient in the manufacturing of concrete. The disposed coal ash will be processed by drying, screening, and crushing. The application also proposes the potential mixing of disposed coal ash with coal ash generated from an adjacent power plant that has not been disposed. The operation, including storage, will be housed inside a building or in silos. The application was determined to be administratively complete on February 13, 2017.

Comments concerning the application should be directed to Lisa D. Houser, P.E., Facilities Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Persons interested in obtaining more information about the general permit application may contact the Williamsport Regional Office, (570) 327-3740. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Applications deemed administratively complete under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and Regulations to Operate Solid Waste Processing or Disposal area or Site.

Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.

Magnesita Refractories Company Permit No. 300659, 425 S. Salem Church Road, York, PA 17408. The application submitted is for an expansion of their captive residual waste Landfill. This application was deemed administratively complete by the Southcentral Regional Office on February 8, 2016. The Department will accept comments from the general public recommending revisions to, and approval or denial of the application during the entire time the Department is reviewing the permit application.

Comments concerning the application should be directed to Mr. John Oren, Permits Chief, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200. Persons interested in obtaining more information about this permit application may contact the Southcentral Regional Office at (717) 705-4706. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

The Department has developed an "integrated" plan approval, State Operating Permit and Title V Operating Permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the general public. This approach allows the owner or operator of a facility to submit permitting documents relevant to its application for all sources related to a facility or a proposed project, affords an opportunity for public input, and provides for a decision on the issuance of the necessary permits.

The Department received applications for Plan Approvals or Operating Permits from the following facilities.

Copies of the application, the Department's analysis, all pertinent documents used in the evaluation of the application and subsequently prepared proposed plan approvals/operating permits are available for public review during normal business hours at the appropriate Department Regional Office. Appointments for scheduling a review must be made by calling the appropriate Department Regional Office. The address and phone number of the Regional Office is listed before the application notices.

Persons wishing to file a written protest or provide comments or additional information, which they believe should be considered prior to the issuance of a permit, may submit the information to the Department's Regional Office. A 30-day comment period from the date of this publication will exist for the submission of comments, protests and information. Each submission must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Plan Approval/Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the permit.

A person wishing to request a hearing may do so during the 30-day comment period. A public hearing may be held, if the Department, in its discretion, decides that a hearing is warranted based on the information received. Persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper, the *Pennsylvania Bulletin* or by telephone, when the Department determines this type of notification is sufficient. Requests for a public hearing and any relevant information should be directed to the appropriate Department Regional Office.

Permits issued to the owners or operators of sources subject to 25 Pa. Code Chapter 127, Subchapter D or E, or located within a Title V facility or subject to 25 Pa. Code § 129.51(a) or permits issued for sources with limitations on their potential to emit used to avoid otherwise applicable Federal requirements may be submitted to the United States Environmental Protection Agency for review and approval as a revision to the State Implementation Plan. Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the sources are constructed and operating in compliance with applicable requirements in the Air Pollution Control Act (35 P.S. §§ 4001—4015), 25 Pa. Code Chapters 121—145, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the regional office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.

Contact: James A. Beach, New Source Review Chief—Telephone: 484-250-5920.

46-0027E: Janssen Research & Development LLC (1400 McKean Road, Springhouse, PA 19477) for the installation and operation of two dual fuel 21 MMBtu/hr each boilers and a 750-kW natural gas-fired emergency electric generator in Lower Gwynedd Township, **Montgomery County**. The company is a Research and development facility and currently operates under Title V Operating Permit No. 46-00027. The boilers are subject to 40 CFR part 63, subpart JJJJJJ and 40 CFR part 60, subpart Dc. The emergency electric generator is subject to the requirements NSPS in 40 CFR Part 60, Subpart JJJJ. The plan approval contains monitoring, recordkeeping, reporting, and work practice standards designed to keep the facility operating within all applicable air quality requirements.

15-0041C: Eastern Shore Natural Gas Company—Daleville Compressor Station (604 Street Rd., Cochranville, PA 19330) for the construction, installation, and operation of a new natural gas-fired reciprocating internal combustion engine for a natural gas compressor at their facility in Londonderry Township, **Chester County**.

The facility is a State-Only, Synthetic Minor facility. The existing permit limits the emissions of nitrogen

oxides (NO_x) and volatile organic compounds (VOC) from the facility to less than or equal to 24.9 tons per year on a 12-month rolling sum basis. The new natural gas-fired reciprocating internal combustion engine is subject to the requirements NSPS in 40 CFR Part 60, Subpart JJJJ.

The provisions of this plan approval will subsequently be incorporated into a State Only Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450. The Plan Approval will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

25-029D: Erie Coke Corporation (925 East Bay Drive, Erie, PA 16512), for the proposed installation of equipment designed to control emissions of VOC and HAPs from the open top of an existing process vessel called the Thionizer used in the Absorber/Thionizer Process Unit in Erie City, **Erie County**. This is a Title V facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the facility operating permit at a later date.

Plan approval No 25-029D is for the proposed installation of equipment designed to control emissions of VOC and HAPs from the open top of an existing process vessel (Thionizer) used in the Absorber/Thionizer (AT) Process Unit (C805A). The estimated emissions will decrease by approximately 3.2 tpy of VOC from the Thionizer; however, the boilers will see a small emission increase of VOC of approximately 0.15 tpy. This Plan Approval will contain emission restriction, testing, recordkeeping, work practice standard and additional requirement conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate Best Available Technology (BAT) for the source including, but are not limited to, the following:

- Site Level Requirements
 - The permittee shall update the AIMs Inventory for VOC to match the information used in the PSD/NSR analysis. The update should include, at a minimum, the fugitive emissions associated with the Thionizer (C185A) for year 2014 to the present. If applicable, the permittee shall revise their AIMs Emission Fee submittals for those same years.
- Source 031 & 032 (Erie City Boiler 1 & 2)
 - The total projected actual emissions for Boilers 1 & 2 are as follows:
 - PM Filterable: 7.421 tpy based on a consecutive 12-month period
 - PM₁₀ Filterable: 7.421 tpy based on a consecutive 12-month period
 - PM_{2.5} Filterable: 7.421 tpy based on a consecutive 12-month period
 - PM Condensable: 2.266 tpy based on a consecutive 12-month period
 - PM₁₀: 9.687 tpy based on a consecutive 12-month period
 - PM_{2.5}: 9.687 tpy based on a consecutive 12-month period

- NO_x: 49.431 tpy based on a consecutive 12-month period
- SO_x: 37.389 tpy based on a consecutive 12-month period
- CO: 53.550 tpy based on a consecutive 12-month period
- VOC: 0.148 tpy based on a consecutive 12-month period
- CO₂(e): 21,292.1 tpy based on a consecutive 12-month period
- All conditions from the facility operating permit issued on March 27, 2013, for this source remain in effect unless modified in this plan approval.
- Control 805A (H₂S Absorber)
 - The Thionizer process vessel shall not operate unless the fabricated steel top cover, which has three 12-inch ports and incorporates 4 bolted-on and sealed, removable, clean-out covers, is in place. The clean-out covers shall not be opened during Thionizer operation.

In accordance with 25 Pa. Code § 127.44(f)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the DEP (814) 332-6340.

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [25-029D] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6940.

In accordance with 25 Pa. Code § 127.45, a person may oppose the proposed plan approval by filing a written protest with the Department's Northwest Region Air Quality Program Manager.

If a plan approval has not undergone the above public notice process, the change to an operating permit must be treated as a significant modification. In these situations, the Department should follow the procedures described in §§ 127.421 to 127.431 for State only operating permits or §§ 127.521 to 127.524 for Title V operating permits.

Department of Public Health, Air Management Services:
321 University Avenue, Philadelphia, PA 19104.

Contact: Edward Wiener, Chief—Telephone: 215-685-9426.

AMS IP16-000221: (City of Philadelphia—Dept. of Commerce—Division of Aviation—8800 Essington Ave, Philadelphia, PA 19153) for installation of one (1) emergency generator and five (5) boilers at its Philadelphia International Airport location. The emergency generator has a capacity of 200.5 kilowatts and is fueled by diesel fuel. Four (4) of the boilers are all fueled by natural gas and No. 2 Oil and have capacities of 6.277 MMBtu/hr or 5.230 MMBTU/hr. One (1) boiler is fueled only by natural gas and has a capacity of 2.088 MMBTU/hr.

The facility's potential emissions increase from the installation are as follows: 17.381 tons per year of Nitrogen Oxides (NO_x), 1.656 ton per year of Particulate Matter, 4.802 tons per year of Carbon Monoxide, and 15.479 tons per year of Sulfur Dioxide. The plan approval will contain operating, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

OPERATING PERMITS

Intent to Issue Title V Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.

23-00040: Laurel Pipe Line Company, L.P: (3398 Garnet Mine Road, Boothwyn, PA 19061-0917), located in Bethel Township, **Delaware County**. This action is the third renewal of the Title V Operating Permit. The permit was initially issued on 12/19/2001 and was renewed on 3/30/2007 and was subsequently renewed for a second time on 3/26/2012. The facility is a refined petroleum breakout station consisting of in-coming and out-going pipeline systems and aboveground breakout tanks. As a result of potential emissions of VOCs, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Renewal does not reflect any change in air emissions from the facility. The facility is not subject to Compliance Assurance Monitoring (CAM) pursuant to 40 CFR Part 64.

The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Thomas Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.

TV-65-00173 Summerill Tube Corporation (P.O. Box 302, 220 Franklin Street, Scottdale, PA 15683) In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department of Environmental Protection (DEP) is providing notice that it intends to issue a Title V Operating Permit renewal to Summerill Tube Corporation for their facility located in Scottdale Borough, **Westmoreland County**.

Summerill Tube Corporation is a specialty producer of stainless and other alloy steel tubing. The facility currently includes the following sources and controls:

Process Acid Dip Tank (Nitric and Hydrofluoric Acid), Finish Acid Dip Tank (Nitric and Hydrofluoric Acid), Degreasing Bath and Still (TCE Vapor Degreaser), Lubricant Coating Area (Toluene-containing Lubricant), Process Line Scrubber, Finish Line Scrubber. Misc. small natural gas-fired boilers (two 1.95 mmbtu/hr), cutting saws, parts washers, tanks, drying ovens, a wet abrasive polishing system, wastewater pretreatment, and groundwater treatment.

This facility has the potential emissions per year of the following type and quantity of air contaminants: 1.20 ton of carbon monoxide, 4.9 tons of nitrogen oxides, 0.5 ton of particulate matter, 0.01 ton of sulfur oxides, 49.4 tons of volatile organic compounds, 0.17 ton of nitric acid, 0.36 ton of hydrofluoric acid and 47.91 tons of HAPs. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the TVOP have been derived from the applicable requirements of 40 CFR Parts 60, 40 CFR Parts 63 and 25 Pa. Code Chapters 121—145.

A person may oppose the proposed Title V Operating Permit by filing a written protest with the Department through Noor Nahar via mail to Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222; email to nnaharr@pa.gov; or fax to 412.442.4194. Additional written comments may also be submitted. Each protest or set of written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Title V Operating Permit (TV-65-00173) and a concise statement of the objections to the Operating Permit issuance and the relevant facts upon which the objections are based.

Summerill Tube's Title V Operating Permit application, the Department's Air Quality Review Memorandum, and the Proposed Air Quality Operating Permit for this facility are available for review by any interested party at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To request a review of the Summerill Tube's Title V Operating Permit application, to receive an electronic copy of the Department's Air Quality Review Memorandum, or to receive an electronic copy of the Department's proposed air Quality Operating Permit for this facility, a person may contact Noor Nahar at nnahar@pa.gov or 412.442.5225.

All comments must be received prior to the close of business 30 days after the date of this publication.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

24-00127: National Fuel Gas Lamont Station (6363 Main Street, Williamsville, NY 14221) the Department intends to re-issue a Title V Operating Permit to the facility located in Jones Township, **Elk County**. This NFGS facility is part of a natural gas transmission system. The facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments due to the facility's potential to emit CO and NO_x. The facility is therefore subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The facility has five reciprocating internal combustion engines rated at 150 HP and one engine rated at 440 HP. These engines provide for the compression and transmission of natural gas. The facility also has two emergency generator engines rated at 108 HP. The facil-

ity has miscellaneous fuel burning equipment with a combined heat input of 0.96 mmbtu/hr. The station also has small storage tanks (for oil, glycol, drip fluids, etc.), fugitive emissions from component leaks, and two parts washers. The RICE are subject to 40 CFR 63 Subpart ZZZZ. The renewal permit also includes the presumptive NO_x RACT requirements for the engines (§ 129.97(c)(5)). The actual emissions reported by the facility for 2015 were 28.8 TPY CO, 72.1 TPY NO_x , 0.1 TPY PM_{10} , 0.01 TPY SO_x , and 33.2 TPY VOCs.

Intent to Issue Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.

46-00220: Micro-Coax, Inc. (206 Jones Boulevard, Pottstown, PA 19464) for renewal of the operation of coaxial cable and electrometallurgical equipment at the manufacturing facility located in Limerick Township, **Montgomery County**. The renewal permit is for a non-Title V (State Only) facility. The facility caps volatile organic compounds (VOC) and hazardous air pollutants (HAP) to less than major source thresholds; therefore, the facility is a Synthetic Minor. The renewal permit also addresses a change of ownership from MCHC, Inc. (Tax ID 80-0263639) to Carlisle Interconnect Technologies (Tax ID 59-3177689), effective June 2016. The operator has not changed from Micro-Coax, Inc. (Tax ID 23-3011857). The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

15-00142: Mars Drinks North America, LLC (1301 Wilson Drive, West Chester, PA) for its initial State Only Operating Permit for its facility in East Goshen Township, **Chester County**. Conditions from Plan Approval 15-0142 form the basis of this initial, minor facility Operating Permit. Major sources of pollution are a coffee roaster and associated equipment. Minor sources include a diesel fire pump (170 hp) and an emergency generator (350 kw), fired by diesel or No. 2 fuel oil. The fire pump and emergency generator are subject to the National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines, 40 CFR Part 63 Subpart ZZZZ. Otherwise, the sources are only subject to Commonwealth regulations.

Emissions of particulate matter (PM) from the coffee roaster and a cooler are controlled by cyclones and from a destoner and a briquetting press by fabric filters. Emissions of carbon monoxide (CO) and volatile organic compounds (VOC) from the coffee roaster are controlled by a catalytic oxidizer. The coffee roaster and oxidizer are fueled by natural gas. Allowable emissions from the coffee roasting operation in tons/year on a 12-month rolling basis are 0.83 VOC, 8.15 PM, 5.3 CO, 4.25 nitrogen oxides (NO_x) and 0.026 sulfur oxide (SO_2). The permittee shall monitor pressure and temperature across the catalyst bed to assure optimum operation of the oxidizer. The permittee shall keep records and meet work practice standards to minimize emissions and keep the facility operating within all applicable emission standards.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2507.

45-00017: Hanson Aggregates Pennsylvania LLC—Stroudsburg Quarry (7660 Imperial Way, Allentown, PA 18195-1016) The Department intends to issue a State-Only Operating Permit renewal for operation of a limestone mining operation in Hamilton Township, **Monroe County**. The sources include four (4) crushers. The crushers emissions are controlled by a wet suppression system and two (2) baghouses. The proposed operating permit includes emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

64-00006: Hanson Aggregates Pennsylvania LLC—Lake Ariel HMA Plant (7660 Imperial Way, Allentown, PA 18195-1016) The Department intends to issue a State-Only (Synthetic Minor) Operating Permit renewal for operation of an asphalt paving mixture and block manufacturing operation in Lake Township, **Wayne County**. The sources include a hot mix asphalt plant, two (2) hot oil heaters, and a reclaimed asphalt paving facility. The emissions are controlled by a knockout box and baghouse. The proposed operating permit includes emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

35-00056: P.A. Hutchison Company, Mayfield Plant (400 Penn Avenue, Mayfield, PA 18433-1813). The Department intends to issue a renewal State-Only Natural Minor Permit for this facility located in Mayfield, **Lackawanna County**.

The main sources at this facility consist Lithographic Printing Presses. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The proposed permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.

36-05065: Skyline Corporation (99 Horseshoe Road, Leola, PA 17540) to issue a State Only Operating Permit for the mobile home manufacturing plant located in Upper Leacock Township, **Lancaster County**. The potential emissions from the facility are estimated at 21.4 tpy of VOC and 2.1 tpy of total HAP. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

36-03152A: Wenger's Feed Mill, Inc. (101 West Harrisburg Avenue, Rheems, PA 17570) to issue a State-Only Operating Permit for their soybean processing plant in West Donegal Township, **Lancaster County**. Potential emissions from the facility are estimated to be 2.0 tpy of CO, 2.4 tpy NO_x , 8.5 tpy PM_{10} , & 0.1 tpy VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.

08-00014: Bishop Brothers Construction Company, Inc. (P.O. Box 289, Ulster, PA 18850) for issuance of a State-Only (Synthetic Minor) Operating Permit renewal for operation of its Wysox Plant facility located in Wysox Township, **Bradford County**. Bishop Brothers Construction Company, Inc. operates a 150 tph batch mix asphalt plant (Source ID P101), two 15,000-gallon asphalt storage tanks and one 10,000-gallon asphalt storage tank (Source ID P102), a 12,000-gallon fuel oil storage tank (Source ID P103), a batch concrete plant (Source ID P105), and an immersion parts washer (Source P106). This facility has the potential to emit 72.20 tons of carbon monoxide, 21.66 tons of nitrogen oxides, 74.86 tons of particulate matter (including particulate matter less than 10 microns and particulate matter less than 2.5 microns), 90.42 tons of sulfur oxides, 6.54 tons of volatile organic compounds, 1.39 ton of hazardous air pollutants, and 13,120.82 tons of CO₂e. The emission limits, throughput limitations and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

10-00305: Harsco Minerals PA (359 North Pike Road, Sarver, PA 16055-8633) for a renewal of the Natural Minor Operating Permit to operate a steel making byproduct processing plant and stockpiling located in Winfield Township, **Butler County**. The emitting sources include a Hyway thermal fluid heating system, Truck travel (Paved & Unpaved Roads), Materials handling, Front-End loaders travel, Slag crushing, Wind erosion from storage piles, Slag skull screening, Holo-Flight aggregate dryer and Fluid Bed Dryer, and 100 TPH screening plant. The emission of pollutants from the facility are less than the Title V threshold-limits. Thus, the facility is natural minor. The potential PM, NO_x, CO, SO_x, and VOC emissions are 27.9 TPY, 10.52 TPY, 8.8 TPY, 0.06 TPY, and 0.58 TPY, respectively.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); The Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.20a). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P.S. §§ 4001—4015); the

Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department. A copy of the application is available for inspection at the district mining office indicated before each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application and request for Section 401 water quality certification application may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the address of the district mining office indicated before each application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

Written comments or objections regarding a mining permit application should contain the name, address and telephone number of persons submitting comments or objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

A request for an informal conference or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 or § 86.34, must contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

When an NPDES number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. A separate notice will be provided after the draft NPDES permit is prepared.

Coal Applications Returned

California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100.

11040701 and NPDES No. PA0235717. Rosebud Mining Company (previously Amfire Mining Company, LLC), (301 Market Street, Kittanning, PA 16201). To revise the permit for the Refuse Area No. 1 in Portage Township, **Cambria County** and related NPDES permit to expand the coal refuse processing operation. Five new NPDES outfalls will be added. Coal Refuse Disposal Support Acres Proposed 96.4, Coal Refuse Disposal Acres Proposed 59.5. Receiving stream: Unnamed Tributary to Spring Run, classified for the following use: CWF. The application was considered administratively complete on June 27, 2011. Application received December 16, 2010. Application returned October 16, 2015.

Coal Applications Withdrawn

California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100.

30121301 and NPDES No. PA0236195. Consol Pennsylvania Coal Company LLC, (1000 Consol Energy Drive, Canonsburg, PA 15317). To revise the permit for the Harvey Mine in Richhill and Morris Townships, **Greene County** and related NPDES permit for construction of the 7 North 3 Airshaft site and add one NPDES

outfall. Surface Acres Proposed 31.2. Receiving Stream: Unnamed Tributary to Browns Creek, classified for the following use: HQ-WWF. The Application was considered administratively complete on June 30, 2015. Application received April 15, 2015. Application withdrawn February 8, 2017.

03981301 and NPDES No. PA0215198. Western Allegheny Energy, LLC, (301 Market Street, Kittanning, PA 16201). To revise the permit for the Parkwood Mine in Plumcreek Township, **Armstrong County** and related NPDES permit to add a new coal yard, sediment pond and NPDES outfall 003. Receiving Stream: Crooked Creek, classified for the following use: WWF. The application was considered administratively complete on May 26, 2015. Application received January 2, 2015. Application withdrawn October 20, 2016.

03091301 and NPDES No. PA0235822. Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). To revise the permit for the TJS No. 7 Deep Mine in Manor Township, **Armstrong County** to add acreage for haul road relocation and add NPDES outfall 003. Surface Acres Proposed 21.1. Receiving Stream: Unnamed Tributary to Garretts Run, classified for the following use: WWF. The application was considered administratively complete on April 9, 2014. Application received December 5, 2013. Application withdrawn October 20, 2016.

03110701 and NPDES No. PA0236128. Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). To operate the Logansport Refuse Disposal Area No. 1 in Bethel Township, **Armstrong County** and related NPDES permit. Coal Refuse Disposal Support Acres Proposed 47.6, Coal Refuse Disposal Acres Proposed 59.1. Receiving Stream: Allegheny River, classified for the following use: WWF. Receiving Stream: Unnamed Tributaries to Allegheny River, classified for the following use: WWF. The first downstream potable water supply intake from the point of discharge is Buffalo Township Municipal Authority at Freeport, Pennsylvania and intake: Allegheny River. The application was considered administratively complete on January 23, 2012. Application received August 3, 2011. Application withdrawn October 20, 2016.

63101601 and NPDES No. PA0236063. Penn Ridge Coal, LLC, (2596 Battle Run Road, Triadelphia, WV 26059-1200). To operate Penn Ridge in Independence Township, **Washington County** a coal preparation plant with a related NPDES permit. Surface Acres Proposed 55.5. Receiving Stream: Unnamed Tributary to Cross Creek, classified for the following use: WWF. The application was considered administratively complete on August 18, 2011. Application received September 9, 2010. Application withdrawn January 28, 2016.

30031301 and NPDES No. PA0235610. Dana Mining Company of Pennsylvania, LLC, (103 Corporate Drive, Suite 102, Morgantown, WV 26501-4582). To revise the permit for the 4-West Mine in Dunkard and Perry Townships, **Greene County** and related NPDES permit to add acreage for development mining. Underground

Acres Proposed 85.4, Subsidence Control Plan Acres Proposed 85.4. No additional discharges. The application was considered administratively complete on March 5, 2012. Application received August 23, 2011. Application withdrawn September 28, 2015.

Coal Applications Received

Knox District Mining Office: P.O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191.

16110102. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Renewal of an existing bituminous surface mine in Monroe Township, **Clarion County** affecting 189.2 acres. This renewal is issued for reclamation only. Receiving streams: Unnamed tributaries to Brush Run and unnamed tributaries to Piney Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: February 9, 2017.

New Stanton District Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

03090105 and NPDES Permit No. PA0251755. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Renewal application for reclamation only to an existing bituminous surface mine, located in Bethel Township, **Armstrong County**, affecting 42 acres. Receiving streams: unnamed tributaries to Crooked Creek and Crooked Creek, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: February 6, 2017.

26110101 and NPDES Permit No. PA0252123. Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687). Renewal application for reclamation only to an existing bituminous surface mine, located in Wharton Township, **Fayette County**, affecting 95.4 acres. Receiving streams: unnamed tributaries to Stony Fork and Stony Fork, classified for the following use: HQ-CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: February 6, 2017.

02020201 and NPDES Permit No. PA0250121. Robindale Energy Services, Inc. (226 Grange Hall Road, P.O. Box 228, Armagh, PA 15920). Revision application for land use change from unmanaged natural habitat to residential to an existing bituminous coal refuse reprocessing surface mine, located in Plum Borough, **Allegheny County**, affecting 172 acres. Receiving streams: unnamed tributary to Little Plum Creek and Little Plum Creek, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: February 9, 2017.

Noncoal Applications Received

Effluent Limits—The following effluent limits will apply to NPDES permits issued in conjunction with a noncoal mining permit:

<i>Parameter</i>	<i>Table 2</i>		
	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Alkalinity exceeding acidity* pH*		greater than 6.0; less than 9.0	

* The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to surface runoff resulting from a precipitation event of less than or equal to a 10-year 24-hour event. If coal will be extracted incidental to the extraction of noncoal minerals, at a minimum, the technology-based effluent limitations identified under coal applications will apply to discharges of wastewater to streams.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900.

Permit No. 44170801. William Shafranich, 8782 Back Mountain Road, Milroy, PA 17063, commencement, operation, and restoration of a small noncoal (industrial minerals) operation in Armagh Township, **Mifflin County**, affecting 5.0 acres. Receiving streams: unnamed tributary to Laurel Creek and Honey Creek. Permit received: January 26, 2017.

Knox District Mining Office: P.O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191.

25122801. Groundwork Resource, LLC (8870 Baron Road, McKean, PA 16426) Renewal of existing NPDES No. PA0259128 in McKean Township, **Erie County**. Receiving streams: Unnamed tributary to Walnut Creek, classified for the following uses: HQ-CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: February 6, 2017.

10030302. Allegheny Mineral Corporation (P.O. Box 1022, Kittanning, PA 16201) Renewal of existing NPDES No. PA0242462 in Brady Township, **Butler County**. Receiving streams: Unnamed tributaries to Big Run, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: February 6, 2017.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.

4775SM18 and NPDES PA0116459. Hanson Aggregates Pennsylvania LLC (7660 Imperial Way, Allentown, PA 18195). NPDES renewal for continue operation and reclamation of a large noncoal surface mining site located in Marion Township, **Centre County** affecting 227.0 acres. Receiving stream(s): Nittany Creek. Application received: January 19, 2017.

14060301 and NPDES PA0256323. Glenn O. Hawbaker, Inc. (1952 Waddle Road, State College, PA 16803-1649). NPDES renewal and modification for continued operation and reclamation of a large noncoal surface mining site located in Rush Township, **Centre County** affecting 159.0 acres. Receiving stream(s): Unnamed Tributaries to Moshannon Creek. Application received: December 1, 2016.

MINING ACTIVITY NPDES DRAFT PERMITS

This notice provides information about applications for a new, amended or renewed NPDES permits associated with mining activity (coal or noncoal) permits. The applications concern industrial waste (mining) discharges to surface water and discharges of stormwater associated with mining activities. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

The Department of Environmental Protection (Department) has prepared a draft NPDES permit and made a tentative determination to issue the NPDES permit in conjunction with the associated mining activity permit.

Effluent Limits for Coal Mining Activities

For coal mining activities, NPDES permits, when issued, will contain effluent limits that are the more stringent of technology-based (BAT) effluent limitations or Water Quality Based Effluent Limits (WQBEL).

The BAT limits for coal mining activities, as provided in 40 CFR Part 434 and 25 Pa. Code Chapters 87—90 are as follows:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (Total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (Total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*	greater than 6.0; less than 9.0		

Alkalinity greater than acidity*

*The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applies to: surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas; active areas disturbed by coal refuse disposal activities; mined areas backfilled and revegetated; and all other discharges and drainage (resulting from a precipitation event of greater than 1-year 24-hour to less than or equal to a 10-year 24-hour event) from coal refuse disposal piles. Similarly, modified BAT limits apply to iron, manganese and suspended solids in surface runoff, discharges and drainage resulting from these precipitation events and those of greater magnitude in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Exceptions to BAT effluent limits may be applicable in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Effluent Limits for Noncoal Mining Activities

The limits for noncoal mining activities as provided in 25 Pa. Code Chapter 77 are pH 6 to 9 and other parameters the Department may require.

Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional water quality based effluent limits. If additional effluent limits are needed for an NPDES permit associated with a noncoal mining permit, then the permit description specifies the parameters.

In addition to BAT or WQBEL limits, coal and noncoal NPDES permits establish effluent limitations in the form of implemented Best Management Practices (BMPs) identified in the associated Erosion and Sedimentation Plan, the Reclamation Plan and the NPDES permit application. These BMPs restrict the rates and quantities of associated pollutants from being discharged into surface waters in this Commonwealth.

More restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining that may occur are incorporated into an NPDES permit when necessary for compliance with water quality standards and antidegradation requirements (in accordance with 25 Pa. Code Chapters 91–96).

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 563-2112-115, Developing National Pollutant Discharge Elimination System (NPDES) Permits for Mining Activities. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

Discharge rates for surface mining activities are precipitation driven. Discharge rates for proposed discharges associated with underground mining are noted in the permit description.

Persons wishing to comment on an NPDES draft permit should submit a written statement to the Department at the address of the district mining office indicated before each draft permit within 30 days of this public notice. Comments received within the comment period will be considered in the final determinations regarding the NPDES permit applications. Comments must include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92a.82(d). The request or petition for a public hearing shall be filed within 30 days of this public notice and contain the name, address, telephone number and the interest of the party filing the request, and state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. When a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

Coal NPDES Draft Permits

California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100.

NPDES No. PA0213527 (Mining Permit No. 30841317), Consol Pennsylvania Coal Company LLC, (1000 Consol Energy Drive, Canonsburg, PA 15317). A revision to the NPDES and mining activity permit for the Enlow Fork Mine in Richhill Township, **Greene County** and Morris Township, **Washington County** to add one (1) NPDES Outfall—037. Surface Acres Affected 83.1. Receiving stream: Unnamed Tributary 40906 to Ten Mile Creek, classified for the following use: TSF. The application was considered administratively complete on July 26, 2016. Application received March 11, 2016.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

Outfall 037 discharges to: UNT 40906 to Tenmile Creek

The proposed effluent limits for *Outfall 037* (Lat: 40° 01' 24" Long: 80° 16' 18.4") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	Report	Report	-
pH	(S.U.)	6.0	-	9.0	-
				Max	
Iron	(mg/l)	-	1.5	3.0	3.8
Manganese ^d	(mg/l)	-	2.0	4.0	5.0
Aluminum	(mg/l)	-	0.75	0.75	-
Total Suspended Solids ^d	(mg/l)	-	35.0	70.0	90.0
Sulfate	(mg/l)	-	Report	Report	-
Total Dissolved Solids	(mg/l)	-	Report	Report	-
Selenium	(mg/l)	-	Report	Report	-
Alkalinity, total (as CaCO ₃)	(mg/l)	-	Report	Report	-
Acidity, total (as CaCO ₃)	(mg/l)	-	Report	Report	-
Alkalinity Net, total (as CaCO ₃)	(mg/l)	0.0	-	-	-

EPA Waiver not in effect.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900.

NPDES No. PA0234231 (Mining Permit No. 56960107), PBS Coals, Inc., 1576 Stoystown Road, P.O. Box 260, Friedens, PA 15541, renewal of an NPDES permit for reclamation only with post-mining discharges in Jenner Township, **Somerset County**, affecting 125.4 acres. Receiving stream: unnamed tributary to Quemahoning Creek, classified for the following use: cold water fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: September 6, 2016.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The treated wastewater outfall listed below discharges to unnamed tributary to Quemahoning Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
001A	N

The proposed effluent limits for the above listed outfall is as follows:

<i>Outfalls: (All Weather Conditions)</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 10.0 standard units at all times			
Alkalinity must exceed acidity at all times			

The stormwater outfall listed below discharges to unnamed tributary to Quemahoning Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
006	N

The proposed effluent limits for the above listed outfall is as follows:

<i>Outfalls: (All Weather Conditions)</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	1.5	3.0	3.5
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	0.75	0.75

Knox District Mining Office: P.O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191.

NPDES No. PA0227358 (Permit No. 61970101). Bedrock Mines, LP (111 Freeport Road, Pittsburgh, PA 15215). Renewal of an existing NPDES permit for a bituminous surface mine in Irwin Township, **Venango County**, affecting 75.2 acres. Receiving streams: Unnamed tributaries to Scrubgrass Creek, classified for the following uses: CWF. TMDL: Scrubgrass Creek. Application received: December 1, 2016.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The outfall(s) listed below discharge to unnamed tributaries to Scrubgrass Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TA1	N
TA2	N

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
		<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		0.75	0.75	0.75
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90

¹ The parameter is applicable at all times.

The outfall(s) listed below discharge to unnamed tributaries to Scrubgrass Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
A	N
B	N

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
		<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)				7.0
Alkalinity greater than acidity ¹				
Total Settleable Solids (ml/l)				0.5

NPDES No. PA0241539 (Permit No. 33990109). McKay Coal Company, Inc. (P.O. Box 343, Punxsutawney, PA 15767) Renewal of an existing NPDES permit for a bituminous surface mine in Perry Township, **Jefferson County**, affecting 72.5 acres. Receiving streams: Unnamed tributaries to Perryville Run and Perryville Run, classified for the following uses: CWF. TMDL: None. Application received: September 16, 2016.

This proposed mine site also contains or is hydrologically connected to substandard discharges for which there is no responsible party. Pursuant to 25 Pa. Code § 87.201, effluent limits for those discharges will be based upon the existing baseline pollution load, or the standards found at 25 Pa. Code § 87.102(a) Group A, whichever is least stringent.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The outfall(s) listed below discharge to unnamed tributaries to Perryville Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TA	N
TB	N
TF-1	N

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90

¹ The parameter is applicable at all times.

The outfall(s) listed below discharge to unnamed tributaries to Perryville Run and Perryville Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
A	N
B	N

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)				7.0
Alkalinity greater than acidity ¹				
Total Settleable Solids (ml/l)				0.5

New Stanton District Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

NPDES No. PA0251798 (Mining Permit no. 03090201), Coal Valley Sales, LLC, 111 Freeport Road, Pittsburgh, PA 15215. Renewal NPDES permit for a bituminous surface mine in Cadogan and North Buffalo Townships, **Armstrong County**, affecting 38.5 acres. Receiving stream: unnamed tributary (UNT) 1 to the Allegheny River, classified for the following use(s): WWF. Application received: April 08, 2016.

The stormwater outfall(s) listed below discharge to UNT 1 to the Allegheny River:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
004 (SP-B)	N	SW

The proposed effluent limits for the above listed outfall(s) are as follows: for dry weather discharges

<i>Outfalls:</i> <i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/L)	3.0	6.0	7.0
Manganese (mg/L)	2.0	4.0	5.0
Aluminum (mg/L)	0.75	1.5	1.9
Total Suspended Solids (mg/L)	35	70	90
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

The proposed effluent limits for the above listed outfall(s) are as follows: for precipitation events less than or equal to a 10 year/24 hour storm event

<i>Outfalls:</i> <i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/L)	NA	NA	7.0
Total Suspended Solids (mL/L)	NA	NA	0.5
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

Noncoal NPDES Draft Permits

Knox District Mining Office: P.O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191.

NPDES No. PA0259683 (Permit No. 37150302). Amerikohl Aggregates, Inc. (202 Sunset Drive, Butler, PA 16001) New NPDES permit for a large industrial minerals surface mine in Shenango Township, **Lawrence County**, affecting 221.1 acres. Receiving streams: Unnamed tributaries to McKee Run and McKee Run, classified for the following uses: WWF. TMDL: None. Application received: September 28, 2016.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for noncoal mining activities.

The outfall(s) listed below discharge to unnamed tributaries to McKee Run and McKee Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TP1	Y
TP2	Y
TP3	Y

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90

¹ The parameter is applicable at all times.

The outfall(s) listed below discharge to unnamed tributaries to McKee Run and McKee Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
SPA	Y
SPB	Y
SPC	Y
SPD	Y
SPE	Y

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)				7.0
Alkalinity greater than acidity ¹				
Total Settleable Solids (ml/l)				0.5

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the Commonwealth to certify that the involved projects will not violate the sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA, the issuance of a Dam Permit or Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment shall submit comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted before an application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Each individual will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on working days at the office noted before the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Applications Received under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and Requests for Certification under section 401(a) of the FWPCA.

WATER OBSTRUCTIONS AND ENCROACHMENTS

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511.

E48-428A. City of Bethlehem, 10 East Church Street, Bethlehem, PA 18018, in City of Bethlehem, **Northampton County**, U.S. Army Corps of Engineers, Philadelphia District.

To amend Permit No. E48-428 which authorized the construction and maintenance of a stream restoration project in a 1,000-foot reach of Monocacy Creek (HQ-CWF, MF) with work consisting of:

1. removing existing floodway and floodplain structures;
2. modification of existing floodway check dams;
3. placement of in-stream random boulders;
4. plantings along the streambanks in floodway and floodplain;
5. placement of seven toe wood bank stabilization structures;
6. placement of five log sill structures
7. graded bankfull floodplain areas;
8. excavation and backfill in various areas of the channel and embankments;
9. placement of rock apron.

Modifications under this amendment include:

1. placement of a bank stabilization system and matting in lieu of previously approved toe wood bank stabilization structures;
2. placement of four rock cross vane weirs in lieu of log sill structures;
3. construction of temporary stream crossing consisting of a series of 36-inch diameter CMPs and clean rock fill;
4. and placement of a temporary rock filter in lieu of a rock apron.

The project is located in Illicks Mill Park and begins upstream of the intersection of Monocacy Creek Road and Illicks Mill Road (Catasauqua, PA Quadrangle, Latitude: 40°38'16"; Longitude: -75°22'25").

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570-327-3636.

E14-577. Pennsylvania Department of Transportation, Engineering District 2-0, 70 PennDOT Drive, Clearfield, PA 16830. SR 3014, Section 152, Atherton Street Stream Enclosure Replacement over Big Hollow Run in Ferguson Township, **Centre County**, ACOE Baltimore District (Julian, PA Quadrangle; Latitude: 40°48'09"; Longitude -77°52'55").

PA DOT Engineering District 2-0 proposes to replace a Single Span Corrugated Metal Pipe Stream Enclosure with a 5.5 × 4.0 Single Cell Precast Concrete Box Culvert Stream Enclosure. The proposed Box Culvert Stream Enclosure will be located approximately Five Feet to the East of the existing structure. The existing stream enclosure has a span of 4.0 Ft., a skew of 27 degrees, an underclearance of 2.83 Ft., and a low chord of 1,087.52 Ft. and a hydraulic opening of 8.9 Ft². The proposed stream enclosure has a span of 5.5 Ft., a skew of 27 degrees, an underclearance of 3.0 Ft., and a low chord of 1,087.66 Ft. and a hydraulic opening of 16.5 Ft². The proposed structure will utilize R-6 Rip Rap, choked with native material for scour protection at the inlet and outlet. The existing stream enclosure is 105.8 Ft. long and the proposed stream enclosure is 108.0 Ft. long. The project will utilize half width construction to convey

traffic during construction. In addition, the project will include the replacement of a 36 inch pipe outfall and the rehabilitation of a 30 inch pipe outfall. The project will not impact any jurisdictional wetlands. Big Hollow Run is classified as a Cold Water Fishery by Title 25, Chapter 93 Water Quality Standards.

Southwest Region: Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E63-694, Plenary Walsh Keystone Partners, 2000 Cliff Mine Road, Park West Two, 3rd Floor, Pittsburgh, PA 15275, Amwell Township, **Washington County**, Pittsburgh ACOE District.

The applicant proposes to:

1. Remove an existing single-span, concrete (in place), arch deck-closed bridge (Span 103 feet, Length 27.3 feet, Under-clearance 20.5 feet) over Tenmile Creek (TSF),
2. Construct and maintain a replacement single-span, P/S concrete spread box beam bridge (Span 127 feet, Length 38.2 feet, Under-clearance 18.2 feet) over Tenmile Creek (TSF), which will permanently impact 117 linear feet of perennial, Tenmile Creek (aka Stream 1) and temporarily impact 175 linear feet of Stream 1,
3. Temporarily impact 41 linear feet of an intermittent unnamed tributary to Tenmile Creek (aka Stream 2),
4. Relocate 256 linear feet of an intermittent, unnamed tributary to Tenmile Creek (aka Stream 3) to a new channel that will be 396 linear feet long and temporarily impact 78 linear feet of Stream 3,
5. Temporarily impact 31 linear feet of an intermittent, unnamed tributary to Tenmile Creek (aka Stream 4),
6. Temporarily affect two PEM wetlands (0.031 acre of Wetland 1 and 0.002 acre of Wetland 2),

Cumulatively, the project proposes to permanently impact 373 linear feet of stream channel, temporarily impact 325 linear feet of stream channel, and temporarily impact 0.033 acre of PEM wetlands.

For the purposes of replacing the existing S.R. 0019 (Amity Ridge Road), Section 000 bridge, a structurally deficient structure over Tenmile Creek (TSF) which is located near the Amwell Township Ballpark (Amity, PA USGS Quadrangle, Latitude: 40°1'26"; Longitude: -80°12'19"; Sub-basin 19B; Pittsburgh ACOE District) in Amwell Township, Washington County.

E63-696, Plenary Walsh Keystone, 2000 Cliff Mine Road, Park West Two, 3rd Floor, Pittsburgh, PA 15275, Independence and Blaine Townships, **Washington County**, Pittsburgh ACOE District.

The applicant proposes to:

Remove the existing single-span reinforced concrete bridge (JV # 522) having a span of 41.54 feet with an underclearance of 13.33 feet (as measured from the center of the existing arch bridge) and to construct and maintain a single span concrete box beam bridge having a span of 76.5 feet with a minimum underclearance of 8.58 feet (as measured at abutment 1) across Brush Run (WWF) for the purpose of replacing an existing bridge and improving public transportation. The bridge is located on SR 0231, Section 000 just north from the confluence of Brush Creek and Buffalo Creek (West Middletown, PA Quadrangle, N: 12.9 inches; W: 10.2 inches; Latitude: 40°-11'-43.44"; Longitude: 80°-26'-53.16") in Independence and Blaine Townships, Washington County. The project as proposed will impact approximately 28.0 ft. of watercourse.

ENVIRONMENTAL ASSESSMENTS

Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 2, 400 Market Street, P.O. Box 8460, Harrisburg, PA 17105-8460.

D39-022EA. Helen Hewell, Millbrook Farms Homeowners Association, 2700 Millrace Road, Allentown, PA

18106, Lower Macungie Township, **Lehigh County**, USACOE Philadelphia District.

Project proposes to remove Mill Dam for the purpose of eliminating a threat to public safety and restoring approximately 380 feet of stream channel to a free-flowing condition. The project is located across Little Lehigh Creek (HQ-CWF, MF) (Allentown West, PA Quadrangle, Latitude: 40.5390; Longitude: -75.5322).

STORAGE TANKS**SITE-SPECIFIC INSTALLATION PERMITS**

The following Storage Tank Site-Specific Installation Permit application has been received by the Department of Environmental Protection (Department) and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Environmental Cleanup and Brownfields, Division of Storage Tanks, PO Box 8762, Harrisburg, PA 17105-8762, within 30 days from the date of this publication. Comments may also be submitted via email to tanks@pa.gov. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it based.

The following applications have been received for Storage Tank Site-Specific Installation Permits under the authority of the Storage Tank Spill Prevention Act (35 P.S. §§ 6021.304, 6021.504, 6021.1101—6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C.

<i>SSIP Application No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
17002	Shell Chemical Appalachia LLC 300 Frankfort Road Monaca, PA 15061 Attn: James H. Sewell	Beaver	Potter and Center Townships	15 ASTs storing hazardous substances and petroleum products	3,269,937 gallons total

ACTIONS**THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT****FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS**

Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Wastes; Discharges to Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions in each General Permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the

Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should contact a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

I. NPDES Renewal Permit Actions

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0205761 (Sewage)	Harshbarger MHP 207 Main Street Dawson, PA 15428	Beaver County Hanover Township	Unnamed Tributary to Little Traverse Creek (20-D)	Yes

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0043273	Holidaysburg Borough Sewer Authority 401 Blair Street Holidaysburg, PA 16648-1805	Frankstown Township, Blair County	Frankstown Branch Juniata River/ Watershed 11-A	Y
PA0042269	Lancaster Area Sewer Authority 130 Centerville Road Lancaster, PA 17603	Manor Township, Lancaster County	Dry Run/Watershed 7-J	Y

Northcentral Regional Office: Clean Water Program Manager, 208 W Third Street, Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.3636.

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0113182 (Sewage)	Nittany Grove MHP Water System 113 Ramsey Way Boalsburg, PA 16827-1904	Centre County Harris Township	Spring Creek (9-C)	Yes

Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0092304 (Sewage)	Shelbourne Personal Care 296 Dinnerbell Road Butler, PA 16002-8862	Butler County Penn Township	Robinson Run (20-C)	Yes
PA0103641 (Sewage)	Wilmington Township Sewer Authority Orchard Terrace STP 669 Wilson Mill Road New Castle, PA 16105-3917	Lawrence County Wilmington Township	Unnamed Tributary to Little Neshannock Creek (20-A)	Yes

II. New or Expanded Facility Permits, Renewal of Major Permits and EPA Nonwaived Permit Actions

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

NPDES Permit No. PA0255165, Sewage, SIC Code 8811, **Bill J. Lilly**, 845 Barclay Hill Road, Beaver, PA 15009.

This proposed facility is located in Brighton Township, **Beaver County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated Sewage.

NPDES Permit No. PA0255122, Sewage, SIC Code 8800, **Stanley W. Kuny**, 6201 Penn Drive, Butler, PA 16002.

This proposed facility is located in Bell Acres Borough, **Allegheny County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated Sewage.

Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

NPDES Permit No. PA0264768, Sewage, SIC Code 8800, **Elizabeth Swanson**, 2031 Marble Strobleton Road, Fryburg, PA 16326.

This proposed facility is located in Washington Township, **Clarion County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated Sewage.

III. WQM Industrial Waste and Sewerage Actions under The Clean Streams Law

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

WQM Permit No. 0416402, Sewage, SIC Code 8811, **Bill J. Lilly**, 845 Barclay Hill Road, Beaver, PA 15009.

This proposed facility is located in Brighton Township, **Beaver County**.

Description of Proposed Action/Activity: Construction of a single residence sewage treatment plant consisting of a Norweco Singlair Model 960 Aerobic Unit, a Norweco Bio Film Reactor and a Salcor 3G Ultra-Violet Disinfection Unit.

WQM Permit No. 0216404, Sewage, SIC Code 8800, **Stanley Kuny**, 6201 Penn Drive, Butler, PA 16002.

This proposed facility is located in Bell Acres Borough, **Allegheny County**.

Description of Proposed Action/Activity: The Applicant proposes to construct a single residence sewage treatment plant to serve his property.

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

WQM Permit No. 2105402 A-8, Sewerage, **Shippensburg Borough Authority**, 111 North Fayette Street Shippensburg, PA 17257-0129.

This proposed facility is located in Shippensburg Borough, **Cumberland County**.

Description of Proposed Action/Activity: This amendment approves the construction of sewage facilities consisting of: A 82' wide by 138' long biosolids storage pad.

WQM Permit No. 3694412, Sewerage, **Yvonne S. Martin**, 1580 Briertown Road, East Earl, PA 17519-9404.

This proposed facility is located in East Earl Township, **Lancaster County**.

Description of Proposed Action/Activity: The small flow treatment facility consists of two 1,000-gallon septic tanks, a dosing tank, a subsurface sand filter, a tablet chlorinator, and a chlorine contact tank which discharges to an unnamed tributary to Conestoga River.

WQM Permit No. 2102408, Sewerage, **John S Trayer & Richelle K Trayer**, 277 Clover Hill Road, Newburg, PA 17240.

This proposed facility is located in Hopewell Township, **Cumberland County**.

Description of Proposed Action/Activity: of:

- 1,500-gallon dual compartment septic tank.
- 500-gallon dosing tank with air powered pump
- 864 SF sand filter.
- Tablet chlorinator and 500-gallon contact tank.

WQM Permit No. 6786201 A1, Industrial Waste, **Modern Landfill**, 4400 Mount Pisgah Road, York, PA 17406. This proposed facility is located in Windsor Township and Lower Windsor Township, **York County**.

Description of Proposed Action/Activity:

-Four (4) existing 250,000-gallon influent storage tanks; one with a new jet mixing system -Existing grit chamber, neutralization tank, two (2) flocculation tanks and two (2) gravity plate separators -Two (2) 63,500-gallon pre-anoxic tanks converted from two (2) existing clarifiers -New 5,000-gallon methanol storage tank with chemical feed system -Two (2) existing 264,000-gallon aeration tanks with new jet aeration systems replacing existing fine bubble aeration systems -Two (2) new cross-flow tubular ultrafilter membrane systems (each with three (3) membrane modules) -New membrane clean-in place (CIP) system consisting of a cleaning tank, hot/cold water storage tanks, chemical metering system for caustic, sodium hypochlorite and citric acid based cleaning chemicals -Conversion of the existing phosphoric acid feed system from manual operation to an automatically controlled, -New flow splitter boxes for pre-anoxic tanks and aeration tanks -New two (2) plate-and frame heat exchangers for cooling the activated sludge biomass -Elimination of two (2) existing sand filters -New effluent flow meter and flow-proportional composite sampler -Existing outfall structure -Other appurtenances associated with the upgrade project

Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

WQM Permit No. 2489202 A-8, Industrial, **Advanced Disposal Service Greentree Landfill LLC**, 635 Toby Road, Kersey, PA 15846-1033.

This existing facility is located in Fox Township, **Elk County**.

Description of Proposed Action/Activity: Addition of chemical addition mix tanks and inclined plate clarifier to process train.

WQM Permit No. 1616406, Sewage, **Elizabeth Swanson**, 2031 Marble Strobleton Road, Fryburg, PA 16326.

This proposed facility is located in Washington Township, **Clarion County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant.

VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual Permit Actions

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024816016	Annunciation Hellenic Orthodox Church c/o Mr. Aristides Manolas 319 South 20th St. Easton, PA 18042	Northampton	Bethlehem Township	UNT to Bushkill Creek (HQ-CWF, MF)
PAI024816013	UGI Utilities, Inc. c/o Mr. Chris Langman 2525 N 12th Street Reading, PA 19612	Northampton	Forks Township	UNT to Bushkill Creek (HQ-CWF, MF)
PAI024516005	Great Bend Holdings, Inc. PO Box 239 Harford, PA 18823	Monroe	Tobyhanna Township	Goose Run (HQ-CWF, MF)
PAI023916019	Jaindl Land Company David Jaindl 3150 Coffeetown Road Orefield, PA 18069	Lehigh	Lower Macungie Township	Little Lehigh Creek (HQ-CWF, MF)

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Nathan Crawford, Section Chief, Telephone 717.705.4802.

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030616001 Issued	Wildflower LLC 540 Countryside Lane New Holland, PA 17557	Lancaster	East Earl Township	UNT Black Creek (HQ, WWF/MF) Wetlands

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570.327.3574.

Clinton County Conservation District: 45 Cooperation Lane, Mill Hall, PA 17751, (570) 726-3798.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD180006	Dave Lapp 380 Auction Road Mill Hall, PA 17751	Clinton	Lamar Twp	Long Run HQ-CWF

VII. Approvals to Use NPDES and/or Other General Permits

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges from Small Flow Treatment Facilities
PAG-5	General Permit for Discharges from Petroleum Product Contaminated Groundwater Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharges from Hydrostatic Testing of Tanks and Pipelines
PAG-11	General Permit for Discharges from Aquatic Animal Production Facilities

PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges from the Application of Pesticides

General Permit Type—PAG-02

Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Upper Providence Township Montgomery County	PAG02004615051(1)	Ivan Hess Jr. & R Erich Hess 651 Keller Creamery Road Telford, PA 18969	Unnamed Tributary to Mingo Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Moreland Township Montgomery County	PAG02004616038	UMTSD 2900 Terwood Road Willow Grove, PA 19090	Unnamed Tributary to Pennypack Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Towamencin Township Montgomery County	PAG02004616065	Towamencin Township P.O. Box 303 Kulpsville, PA 19443-0303	Towamencin Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Dublin Township Montgomery County	PAC460015	NHM Housing LP One Brewery Park 1301 North 31st Street Philadelphia, PA 19121-4495	Unnamed Tributary to Wissahickon Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Perkiomen Township Montgomery County	PAC460032	Antonia Mazzamuto 391 Wartman Road Collegeville, PA 19426	Schoolhouse Run TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Bethel Township Delaware County	PAC230003	Chris Panarello, Jr. 1386 Naamans Creek Road Garnet Valley, PA 19060	West Branch of Naamans Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Darby Township Delaware County	PAC230009	Drexelbrook Associates, LLC 4812 Drexelbrook Drive Drexel Hill, PA 19026	Darby Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Middletown Township Delaware County	PAC230013	WV-PP Towne Center, L.P. 940 West Sproul Road Suite 301 Springfield, PA 19064-1255	Unnamed Tributary to Chester Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Mahoning Township Carbon County	PAC130001	Ronald P. Sherry 757 Fredericks Grove Drive Lehighton, PA 18235	Mahoning Creek (CWF, MF)	Carbon County Conservation District 610-377-4894
Larksville Borough Luzerne County	PAC400005	CRS Storage, LLC Stan Wateski 765 Main Street Swoyersville, PA 18704	Susquehanna River (WWF, MF)	Luzerne Conservation District 570-674-7991
Washington Township Lehigh County	PAC390006	Slatington DG, LLC 361 Summit Blvd Suite 110 Birmingham, AL 36243	UNT to the Lehigh River (CWF, MF)	Lehigh County Conservation District 610-391-9583

*Facility Location:
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water/Use*

*Contact Office &
Phone No.*

Allen Township
Northampton
County

PAC480008

Andrew Loeb
Fedex Ground Package
System, Inc.
1000 Fedex Drive
Moon Township, PA 15108

Catasauqua Creek
(CWF, MF)

Northampton County
Conservation District
610-746-1971

Butler Township
Schuylkill County

PAC540004

Scott McCormick
16 North Oak Street
Mt. Carmel, PA 17851

UNT to Little
Mahanoy Creek
(CWF, MF)

Schuylkill County
Conservation District
570-622-3742

Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, Nathan Crawford, Section Chief, 717.705.4802.

*Facility Location:
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water/Use*

*Contact Office &
Phone No.*

Ruscombmanor
Township
Berks County
Issued

PAC060009-Phase 2

David Hrobuchak, PA
DEP
909 Elmerton Avenue
Harrisburg, PA 17110

Willow Creek
(CWF-MF)

Berks County
Conservation District
1238 County Welfare Road
Suite 200
Leesport, PA 19533
610.372.4657 x200

North Lebanon
Township
West Lebanon
Township
Lebanon County
Issued

PAC380014

Robert J. Philips
400 South 8th Street
Room 207
Lebanon, PA 17042

UNT Swatara Creek
(WWF-MF)
Union Canal
(WWF-MF)
Quittapahilla Creek
(TSF-MF)

Lebanon County
Conservation District
2120 Cornwall Road
Lebanon, PA 17042
717.277.5275

Lower Allen
Township
Cumberland County
Issued

PAC210017

PR Capital City Limited
Partnership
200 S. Broad Street
Philadelphia, PA 19102

Cedar Run
(CWF)

Cumberland County
Conservation District
310 Allen Road
Suite 301
Carlisle, PA 17013
717.240.7812

Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

*Facility Location &
Municipality*

Permit No.

*Applicant Name &
Address*

*Receiving
Water/Use*

*Contact Office &
Phone No.*

College Twp,
Centre County

PAC140011
previously
PAG02001414015

GLP 331 IP LLP
10096 Redrun Blvd
Suite 100
Baltimore, MD 21117

Big Hollow CWF

Centre County
Conservation District
414 Holmes Ave
Ste 4
Bellefonte, PA 16823
(814) 355-6817

General Permit Type—PAG-3

*Facility Location &
Municipality*

Permit No.

*Applicant Name &
Address*

*Receiving
Water/Use*

*Contact Office &
Phone No.*

Ephrata Township,
Lancaster County

PAG033554

US Pipe Fabrication LLC
596 Trout Run Road
Ephrata, PA 17522

Indian Run in
Watershed(s) 7-J

DEP—SCRO—
Clean Water Program
909 Elmerton Avenue
Harrisburg, PA 17110
717-705-4707

Brecknock
Township,
Lancaster County

PAG033555

Reading Equipment
Distribution
Bowmansville
1363 Bowmansville Road
Bowmansville, PA 17507

Muddy Creek in
Watershed(s) 7-J

DEP—SCRO—
Clean Water Program
909 Elmerton Avenue
Harrisburg, PA 17110
717-705-4707

East Cocalico
Township,
Lancaster County

PAG033547

Supervalu Inc.
250 East Parkcenter
Boulevard
Po Box 20—Dept. 72405
Boise, ID 87326

Little Muddy Creek
in Watershed(s) 7-J

DEP—SCRO—
Clean Water Program
909 Elmerton Avenue
Harrisburg, PA 17110
717-705-4707

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Lancaster City, Lancaster County	PAR323512	Armstrong Flooring Inc 2500 Columbia Ave PO Box 3025 Lancaster, PA 17604-3025	UNT to Little Conestoga Creek in Watershed(s) 7-J	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Manchester Township, York County	PAG033552	GEA NA 3475 Board Road York, PA 17406	UNT to Codorus Creek in Watershed(s) 7-H	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Lower Allen Township, Cumberland County	PAG033538	Central Transport Inc. 12225 Stephens Road Warren, MI 48089	Cedar Run in Watershed(s) 7-E	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Lititz Borough, Lancaster County	PAG033549	Tait Towers Manufacturing LLC 401 West Lincoln Avenue Lititz, PA 17543	UNT to Santo Domingo Creek in Watershed(s) 7-J	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Jefferson Township Greene County	PAR606166	Hoyles Auto Salvage Inc. 483 Clarksville Road Clarksville, PA 15322	South Fork Tenmile Creek—19-B	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Pine Creek Township Jefferson County	PAG038346	Brookville Equipment Corporation 175 Evans Street Brookville, PA 15825	Sandy Lick Creek/ TSF	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

General Permit Type—PAG-4

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
East Earl Township, Lancaster County	PAG043893	Yvonne S. Martin 1580 Briertown Road East Earl, PA 17519-9404	UNT to Cedar Creek/7-J	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Hopewell Township, Cumberland County	PAG043693	John S Trayer & Richelle K Trayer 277 Clover Hill Road Newburg, PA 17240	Laughlin Run/ 7-B	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

General Permit Type—PAG-8

<i>Facility Location & County/Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Borough of Mechanicsburg, Cumberland County	PAG083528	Borough of Mechanicsburg 36 West Allen Blvd Mechanicsburg, PA 17055	Mechanicsburg Wastewater Treatment Plant 842 West Church Rd Mechanicsburg, PA 17055	DEP—SCRO— Clean Water Program 909 Elmerton Ave Harrisburg, PA 17110-8200 717-705-4707
Spring Township Berks County	PAG083567	Sinking Spring Township 3940 Penn Avenue Sinking Spring, PA 19608	Sinking Spring Borough 2305 Reedy Road Sinking Spring, PA 19608-11698	DEP—SCRO— Clean Water Program 909 Elmerton Ave Harrisburg, PA 17110-8200 717-705-4707

<i>Facility Location & County/Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Morgan Township Greene County	PAG086115	Lower Ten Mile Joint Sewer Authority 144 Chartiers Road Jefferson, PA 15344	Mather Wastewater Treatment Plant Morgan Township Greene County, PA	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Warsaw Township Jefferson County	PAG098301	Williams & Sons Services, Inc. 411 Williams Road Reynoldsville, PA 15851	Williams Sanitary Services 411 Williams Road Reynoldsville, PA 15851	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
Canal Township Venango County	PAG098310	Charles Heffern, Jr. 668 Buttermilk Hill Road Franklin, PA 16323	Heffern Septic Service 668 Buttermilk Hill Road Franklin, PA 16323	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
Perry Township Mercer County	PAG098308	Scott E Peterman 26 Everbreeze Drive Hadley, PA 16130	Peterman Septic Services 2495 Perry Highway Hadley, PA 16130	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

PUBLIC WATER SUPPLY PERMITS

The Department has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this document to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

Southeast Region: Water Supply Management Program Manager, 2 East Main Street, Norristown, PA 19401.

Operations Permit # 0916518 issued to **Pennsylvania American Water Company**, 800 West Hershey Park Drive, Hershey, PA 17033, [(PWSID)] Lower Makefield Township, **Bucks County** on January 25, 2017 for the operation of Ferric Chloride Blended Polymer Coagulant.

Operations Permit # 0916521 issued to **Warminster Municipal Authority**, 415 Gibson Avenue, Warminster, PA 18974, [(PWSID)] Warminster Township, **Bucks County** on February 1, 2017 for the operation of a Temporary GAC Filtration Units to Treat PFOS/PFOA Well 3 facilities approved under construction permit # 0916521.

Permit No. 1516514, Construction. Public Water Supply.

Applicant	Coventry Terrace MHP, LLC 6 Orchard Lane Spring City, PA 19475
Township	East Coventry
County	Chester
Type of Facility	PWS
Consulting Engineer	EEMA, Inc. 1690 Sumneytown Pike Suite 260 Lansdale, PA 19446
Permit to Operate Issued	February 3, 2017

Permit No. 1516521, Construction. Public Water Supply.

Applicant	Aqua Pennsylvania, Inc. 762 West Lancaster Avenue Bryn Mawr, PA 19010
Township	Schuylkill

County **Chester**
 Type of Facility PWS
 Consulting Engineer BCM Engineering's
 920 Germantown Pike
 Suite 200
 Plymouth Meeting, PA 19462

Permit to Operate February 1, 2017
 Issued

Permit No. 4616526, Construction. Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**
 762 West Lancaster Avenue
 Bryn Mawr, PA 19010

Borough Hatboro
 County **Montgomery**
 Type of Facility PWS
 Consulting Engineer GHD
 1240 Mountain Road
 Harrisburg, PA 17112

Permit to Operate January 27, 2017
 Issued

Permit No. 4616527, Construction. Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**
 762 West Lancaster Avenue
 Bryn Mawr, PA 19010

Township Upper Moreland
 County **Montgomery**
 Type of Facility PWS
 Consulting Engineer GHD
 1240 Mountain Road
 Harrisburg, PA 17112-1754

Permit to Operate January 27, 2017
 Issued

Permit No. 4616529, Construction. Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**
 762 West Lancaster Avenue
 Bryn Mawr, PA 19010

Township Upper Moreland
 County **Montgomery**
 Type of Facility PWS
 Consulting Engineer GHD
 1240 Mountain Road
 Harrisburg, PA 17112-1754

Permit to Operate January 27, 2017
 Issued

Permit No. 4616530, Construction. Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**
 762 West Lancaster Avenue
 Bryn Mawr, PA 19010

Borough Hatboro
 County **Montgomery**
 Type of Facility PWS

Consulting Engineer GHD
 1240 Mountain Road
 Harrisburg, PA 17112-1754

Permit to Operate January 27, 2017
 Issued

Permit No. 4616531, Construction. Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**
 762 West Lancaster Avenue
 Bryn Mawr, PA 19010

Township Upper Merion
 County **Montgomery**
 Type of Facility PWS
 Consulting Engineer GHD
 1240 Mountain Road
 Harrisburg, PA 17112-1754

Permit to Operate February 8, 2017
 Issued

Northeast Region: Safe Drinking Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Permit No. 2580024, Operations Permit. Public Water Supply.

Applicant **Pennsylvania American Water Company**
 800 West Hershey Park Dr.
 Hershey, PA 17033

[Borough or Township] Great Bend Township
 County **Susquehanna**
 Type of Facility PWS
 Consulting Engineer Mr. Jeremy Nelson, PE
 Pennsylvania American Water Co
 2699 Stafford Ave
 Scranton, PA 18505

Permit to Operate 1/11/2017
 Issued

Permit No. 3480038, Operations Permit. Public Water Supply.

Applicant **Pennsylvania American Water Company**
 800 West Hershey Park Dr.
 Hershey, PA 17033

[Borough or Township] Upper Mt. Bethel Township
 County **Northampton**
 Type of Facility PWS
 Consulting Engineer Craig Darosh, PE
 Pennsylvania American Water Company
 4 Wellington Blvd., Suite 2
 Wyomissing, PA 19610

Permit to Operate 1/12/2017
 Issued

Permit No. 4016513, Public Water Supply.

Applicant **Mooretown Properties, LLC
 T/A Evergreen Estates Mobile Home Park**
 396 SR 415
 Noxen, PA 18636

Municipality Lake Township
 County **Luzerne**
 Type of Facility PWS
 Consulting Engineer Martin J. Gilligan, P.E.
 Martin J. Gilligan, LLC
 52 Westminster Drive
 Dallas, PA 18612
 Permit to Construct February 8, 2017
 Issued
Permit No. 2450143, Transfer of Operation Permit,
Public Water Supply.

Applicant **Sciota Ventures, LLC**
(formerly Grant Homes, Inc.)
 701 West Broad Street, Suite 200
 Bethlehem, PA 18018
 Municipality Hamilton Township
 County **Monroe**
 Type of Facility PWS
 Consulting Engineer N/A
 Permit to Operate February 14, 2017
 Issued

*Southcentral Region: Safe Drinking Water Program
 Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

Permit No. 2216505, Public Water Supply.
 Applicant **Thomas W. Edwards II**
 Municipality Londonderry Township
 County **Dauphin**
 Responsible Official Thomas W. Edwards II
 1899 Wisagarver Road
 Manheim, PA 17545
 Type of Facility Installation of an anion exchange
 treatment system along with
 blending for the removal of
 nitrate.
 Consulting Engineer Charles A. Kehew II, PE
 James R. Holley & Associates,
 Inc.
 18 South George Street
 York, PA 17401
 Permit to Construct 2/8/2017
 Issued

Permit No. 3616515, Minor Amendment. Public
Water Supply.
 Applicant **Farmersville Mennonite**
School
 Municipality West Earl Township
 County **Lancaster**
 Responsible Official David L. Seibel, Head
 Maintenance
 65 E. Farmersville Road
 Ephrata, PA 17522
 Type of Facility Replacement well for use with
 existing treatment facility.
 Consulting Engineer Charles A. Kehew II, P.E.
 James R. Holley & Associates,
 Inc.
 18 South George Street
 York, PA 17401

Permit to Construct 2/10/2017
 Issued
Permit No. 2117503 E. Public Water Supply.
 Applicant **Shippensburg Borough**
Authority
 Municipality Southampton Township
 County **Franklin**
 Responsible Official John Eply, Borough Manager
 111 North Fayeete Street
 PO Box 129
 Shippensburg, PA 17257-2147
 Type of Facility Emergency
 Construction/Operation Permit
 for temporary sodium
 hypochlorination facilities at the
 Well No. 2 treatment facility.
 Consulting Engineer Dennis Hammaker, PE
 RETTEW Associates, Inc.
 3020 Columbia Avenue
 Lancaster, PA 17603
 Permit to Construct 2/9/2017
 Issued

Operation Permit No. 0116501 MA issued to:
Littlestown Borough Authority (PWS ID No.
7010022), Littlestown Borough, Adams County on
 1/27/2017 for facilities approved under Construction Per-
 mit No. 0116501 MA.

*Northcentral Region: Safe Drinking Water Program
 Manager, 208 West Third Street, Suite 101, Williamsport,
 PA 17701-6448.*

Permit No. 4116505-MA—Operation—Public Water
Supply.
 Applicant **Williamsport Municipal Water**
Authority
 Township/Borough City of Williamsport
 County **Lycoming**
 Responsible Official Douglas E. Keith
 Executive Director
 253 West Fourth St.
 Williamsport, PA 17701
 Type of Facility Public Water Supply
 Consulting Engineer N/A
 Permit Issued February 10, 2017
 Description of Action Permit authorizes operation of
 the following addition to the bulk
 water filling station located at 26
 Arch Street: New 2-inch fill port
 for potable water only that is
 equipped with a dedicated RPZ
 backflow prevention device and
 flow meter for potable bulk
 water sales.

Permit Nos. 4985501-T1, 4998501-T1, MA-GWR-
T1—Transfer/Operation—Public Water Supply.
 Applicant **Aqua Pennsylvania, Inc.**
 Township/Borough East Cameron Township
 County **Northumberland**

Responsible Official	Mark A. Lucca President 762 West Lancaster Ave. Bryn Mawr, PA 19010
Type of Facility	Public Water Supply
Consulting Engineer	Amanda Stank GHD 1240 N. Mountain Rd. Harrisburg, PA 17112
Permit Issued	February 10, 2017
Description of Action	Transfer of permits for operation from East Cameron Township Municipal Authority to Aqua Pennsylvania, Inc. The disconnected and abandoned springs have been removed from PWS Permit No. 4985501-T1.

Northwest Region: Safe Drinking Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Transfer of Operation Permit issued to **Greenville Holding LLC**, PWSID No. **6430039**, Hempfield Township, **Mercer County** on February 8, 2017. Action is for change in ownership; the potable water supplier will do business as Greenville MHP. The new permit number is 4391506-T2.

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act (35 P.S. § 750.5)

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Plan Location:

Borough or Township	Borough or Township Address	County
West Earl Township	157 West Metzler Road Brownstown, PA 17508	Lancaster

Plan Description: Approval of a revision to the official plan of West Earl Township, Lancaster County. The project is known as Conestoga View Sanitary Sewer Extension. The plan provides for completion of 10,000 linear feet of pressure sewers and associated grinder pumps for the Millway Road/Conestoga View area. Alternative 1 is to be completed by June 2018. Sewers will connect to the Cocalico Creek Road Pumping Station. This plan revision provides the detail needed to implement the Township's 537 Official Sewage Plan. The Department's review of the plan revision has not identified any significant impacts resulting from this proposal. The DEP Code Number for this planning module is A3-36959-201-3M and the APS Id is 932363. Any permits must be obtained in the name of the West Earl Sewer Authority.

Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Plan Location:

Borough or Township	Borough or Township Address	County
Conewango Township	4 Firemans Street Warren, PA 16365	Warren

Plan Description: The approved plan provides for an evaluation of alternatives for both the headworks and the digesters at the North Warren Municipal Authority

wastewater treatment plant. It concludes with selecting the construction of a new headworks building containing two new fine screens and construction of two new aerobic digester tanks with conversion of the existing anaerobic digester to a sludge holding tank and construction of a digester equipment building. The North Warren Municipal Authority will obtain financing, design, construct, own, operate and maintain the facilities. The Department's review of the sewage facilities plan has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

Plan Disapprovals Under the Pennsylvania Sewage Facilities Act

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. 717-705-4707.

Plan Location:

Borough or Township	Borough or Township Address	County
Silver Spring Township	8 Flowers Dr. Mechanicsburg, PA 17050	Cumberland

Plan Description: The exemption request for the Glendale Estates Subdivision, DEP Code No. A3-21925-580-2E, APS Id 933238, is disapproved. The purpose of this subdivision is to create twenty-five new single family residential building lots to use onlot sewage disposal systems. The project is located along Glendale Drive, north of the junction with Wertzville Road. The application is denied because the areas of some of the proposed lots are not at least one acre in size, as required by Chapter 71, section 71.51b(1)(iv).

Plan Location:

Borough or Township	Borough or Township Address	County
Salisbury Township	5581 Old Philadelphia Pike Gap, PA 17527	Lancaster

Plan Description: The planning module for the Sam's Mechanical Subdivision, DEP Code No A3-36950-485-3E APS Id 931481, consisting of a proposed commercial lot served by public sewer and a remaining lot served by on lot sewage disposal is disapproved. The proposed development is located at on the south side of Lincoln Highway East just west of Mount Vernon Road in Salisbury Township and in Sadsbury Township, Lancaster County. This plan is disapproved because soils testing and completion of the on lot portion of the exemption request has not been completed for the lot using on lot disposal.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 2

The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the environmental cleanup program manager in the Department regional office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Northeast Region: Eric Supey, Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

LVIP VII Coal Chemical Area, Commerce Center Boulevard, Bethlehem City, **Northampton County**. HDR Engineering, 1720 Spillman Drive, Suite 280, Bethlehem, PA 18015, on behalf of Lehigh Valley Industrial Park Inc., 1720 Spillman Drive, Suite 150, Bethlehem, PA 18015, submitted a Site-Specific Remedial Investigation Report and Cleanup Plan concerning remediation of site soils contaminated with VOCs and heavy metals. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Sunoco Fullerton Terminal # 0358-1501, 2480 Main Street, Whitehall Township, **Lehigh County**. Aquaterra Technologies, Inc., 122 S. Church Street, West Chester, PA 19382, on behalf of Evergreen Resources Group, LLC, 2 Righter Parkway, Suite 200, Wilmington, DE 19803, submitted a Site-Specific Remedial Investigation Report concerning remediation of site soils contaminated with petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Site Specific Standard.

Johnnies Fuel Service & Repair LLC Property, 1417 Main Street, Dickson City Borough, **Lackawanna County**. Pennsylvania Tectonics, Inc., 723 Main Street,

Archbald, PA 18403, on behalf of Johnnies Fuel Service & Repair, LLC, 1417 Main Street, Dickson City, PA 18519, submitted a Final Report concerning remediation of site soils contaminated with Benzene, Cumene, Ethylbenzene, MTBE, Naphthalene, Toluene, 1,2,4-TMB, and 1,3,5-TMB. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.

Hershey 19 East Facility—The Hershey Company, 19 East Chocolate Avenue, Hershey, PA 17033, Derry Township, **Dauphin County**. Langan Engineering and Environmental Services, P.O. Box 1569, Doylestown, PA 18901, on behalf of The Hershey Company, 100 Crystal A Drive, Hershey, PA 17033, and Chocolate Realty DST, 10 Tara Boulevard, Suite 130, Nashua, NH 03062 submitted a Remedial Investigation and Final Report concerning remediation of site soils contaminated with Inorganics and SVOCs. The report is intended to document remediation of the site to meet the Site Specific Standard.

Alumax Mill Products—Linpar Release Area, 1480 Manheim Pike, Lancaster, PA 17604-3167, Manheim Township, **Lancaster County**. Tetra Tech, 661 Andersen Drive, Foster Plaza 7, Pittsburgh, PA 15220-2745, on behalf of Alumax Mill Products, 1480 Manheim Pike, Lancaster, PA 17604-3167, submitted a Remedial Investigation and Risk Assessment Report concerning remediation of site soil and groundwater contaminated with Linpar Cold Rolling Oil. The report is intended to document remediation of the site to meet the Site Specific Standard.

Gino Gaspari & Sons, Inc., 2103 Georgia Road, Temple, PA 19560, Muhlenberg Township, **Berks County**. Leed Environmental, Inc., 2209 Quarry Drive, Suite C-35, Reading, PA 19609, on behalf of Gino Gaspari and Sons, Inc., 2103 Georgia Road, Temple, PA 19560, submitted a Remedial Investigation Report and Cleanup Plan concerning remediation of site soil and groundwater contaminated with diesel and unleaded gasoline. The report is intended to document remediation of the site to meet the Site Specific Standard.

Schneider National, Inc.—Carlisle Facility, 1 Schneider Drive, Middlesex Township, **Cumberland County**. GEI Consultants, Inc., 18000 Horizon Way, Mount Laurel, NJ 08054, on behalf of Schneider National, Inc., 3101 Packerland Drive, Green Bay, WI 54313-6187, submitted a Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Site Specific Standard.

Safety-Kleen New Kingstown Service Center, 10 Eleanor Drive, New Kingstown, PA 17072, Silver Spring Township, **Cumberland County**. CB&I Environmental & Infrastructure, Inc., 13 British American Boulevard, Latham, NY 12110, on behalf of Safety-Kleen Systems, Inc., A Clean Harbors Company, 4120 Thunderbird Lane, Fairfield, OH 45014, submitted Remedial Investigation and Final Report concerning remediation of site groundwater contaminated with VOCs. The report is intended to document remediation of the site to meet the Site Specific Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 3

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.

Warriors Mark Fuel Tanker Release, Route 350, Warriors Mark, PA 16877, Warriors Mark Township, **Huntingdon County**. ATC Group Services LLC, 270 William Pitt Way, Pittsburgh, PA 15238, on behalf of Sel-Lo Oil, Inc., 7043 Ellenberger Drive, Altoona, PA

16601, and Marilee Ormsby, 1858 Quebec Street, Severn, MD 21144 submitted a Final Report concerning remediation of site soil and groundwater contaminated with diesel fuel. The Report was administratively incomplete and was disapproved by the Department on February 6, 2017.

Max-Mile Car Care Center, 145 Guy Street, Hallam, PA 17406, Hallam Borough, **York County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of Jump Start Garage, 2739 Black Bear Road, Needmore, PA 17238, submitted a Final Report to remediate site soil contaminated with No. 2 fuel oil. The Final Report did not demonstrate attainment of the Residential Statewide Health Standard, and was disapproved by the Department on February 10, 2017.

Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Former Glassport Rail Yard, (former P&LE Railroad Maintenance Buildings and Yard) Borough of Glassport, **Allegheny County**. KU Resources Inc., 22 South Linden Street, Duquesne, PA 15110 on behalf of Borough of Glassport, 440 Monongahela Ave, Glassport, PA 15045 has submitted a Final Report concerning the remediation of site soils contaminated with Benzo(a)-pyrene, Arsenic and Manganese. The Final Report was approved by the Department February 12, 2017.

Southeast Region: Environmental Cleanup Program Manager, 2 East Main Street, Norristown, PA 19401.

Harvard Seven-Lot 2, Harvard and Columbia Roads, Haverford Township, **Delaware County**. Thomas Petrecz, Penn E&R, Inc., 2755 Bergey Road, Hatfield, PA 19440 on behalf of Kevin Hillsinger, Harvard Seven, LLC, 1305 Catfish Lane, Audubon, PA 19403 has submitted a Risk Assessment/Remedial Investigation/Cleanup and a Final Report concerning the remediation of site no. 1, 2, 4 and no. 6 fuel oil contaminated with soil. The Risk Assessment/Remedial Investigation/Cleanup and a Final Report was approved by the Department on January 17, 2017. PF811568.

Pier 60, 1499/1505/1533 Christopher Columbus Boulevard, City of Philadelphia, **Philadelphia County**. Bill Schmidt, PE, Pennoni Associates Inc., 3001 Market Street, Philadelphia, PA 19104, Joel Zickler, Pennoni Associates, Inc., 3001 Market Street, Philadelphia, PA 19104 on behalf of Tina Roberts, Sugarmill Development Associates, LP, 817 North 3rd Street, Philadelphia, PA 19123 has submitted a Remedial Investigation/Cleanup Plan concerning the remediation of site soil and groundwater contaminated with the release of heavy metals and naphthalene. The Remedial Investigation/Cleanup Plan was approved by the Department on January 24, 2017. PF666027.

Sunoco Twin Oaks Terminal # 0234-3267, 4041 Market Street, Upper Chichester, **Delaware County**. David Schantz, Aquaterra Technologies, Inc., 122 South Church Street, West Chester, PA 19382, William Brochu, Evergreen Resource Management Operations, 2 Righter Parkway, Suite 200, Wilmington, DE 19803 on behalf of Bradford Fish, Sr., Sunoco Partners Market & Terminal, LP 4041 Market Street, Aston, PA 19014 has submitted a Final Report concerning the remediation of site groundwater and soil contaminated with leaded gasoline. The Final report demonstrated attainment of the Site Specific Standard and was approved by the Department on January 25, 2017. PF733789.

Harvard Seven-Lot 4, Harvard and Columbia Roads, Haverford Township, **Delaware County**. Thomas Petrecz, Penn E&R, Inc., 2755 Bergey Road, Hatfield, PA 19440 on behalf of Kevin Hillsinger, Harvard Seven, LLC, 1305 Catfish Lane, Audubon, PA 19403 has submitted a Risk Assessment/Remedial Investigation/Cleanup Plan/Final Report concerning the remediation of site no. 1, 2, 4 and no. 6 fuel oil contaminated with soil. The Risk Assessment/Remedial Investigation/Cleanup and a Final Report was approved by the Department on January 30, 2017. PF811570.

528-540 North 34th Street, 528-540 North 34th Street, City of Philadelphia, **Philadelphia County**. James R. Burke, PG, Monridge Construction, Inc., P.O. Box 26, Lenni, PA 19052 on behalf of William Loonstyn, 528-40 North 34th Street, L.P., 2048A Fairmont Avenue, Philadelphia, PA 19130 has submitted a Remedial Investigation/Final Report concerning the remediation of site groundwater and soil contaminated with Chlorinated solvents. The Remedial Investigation/Final Report was approved by the Department on February 1, 2017. PF736589.

Sears Logistics Service Terminal Freights, 3820 North 2nd Street, City of Philadelphia, **Philadelphia County**. Heidi Gahnz, Resources Control Consultants LLC, P.O. Box 180, Moorestown, NJ 08057 on behalf of Scott Taylor, Sears Holding Management Corporation, Department 766x, 3333 Beverly Road, B5-335A, Hoffman Estates, IL 60179 has submitted a Remedial Investigation Report concerning the remediation of site soil and groundwater contaminated with no. 2 fuel oil. The Remedial Investigation Report was approved by the Department on February 2, 2017. PF619022.

HAZARDOUS WASTE TRANSPORTER LICENSE

Actions on applications for Hazardous Waste Transporter License received under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003) and regulations to transport hazardous waste.

Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, PO Box 69170, Harrisburg, PA 17106-9170.

Renewal Applications Received

Hazmat Environmental Group, Inc., 60 Commerce Drive, Buffalo, NY 14218-1040. License No. PA-AH 0315. Effective Feb 13, 2017.

REGULATED MEDICAL AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSES

Actions on applications for Regulated Medical and Chemotherapeutic Waste Transporter License received under the Solid Waste Management Act and the act of June 28, 1988 (P.L. 525, No. 93) and regulations to transport regulated medical and chemotherapeutic waste.

Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, PO Box 69170, Harrisburg, PA 17106-9170.

Regulated Medical and Chemotherapeutic Waste Transporter Reissued

Choice MedWaste, LLC, PO Box 1443, Hockessin, DE 19707. License No. PA-HC 0266. Effective Feb 08, 2017.

Conservative Environmental Services, Inc., PO Box 745, Mechanicsburg, PA 17055. License No. PA-HC 0224. Effective Feb 09, 2017.

Renewal Applications Received

Choice MedWaste, LLC, PO Box 1443, Hockessin, DE 19707. License No. PA-HC 0266. Effective Feb 08, 2017.

MUNICIPAL WASTE GENERAL PERMITS

Permit(s) Renewed Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and the Beneficial Use of Municipal Waste.

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.

General Permit Application No. WMGM015D003. Superior Mulch, LLC. Narrows Road & State Route 119, Connellsville, PA 15425. This permit is for the processing and beneficial use of wood and timber waste, tree stumps, limbs, clean wood, untreated and unpainted wood and pallets and leaf and yard waste as mulch and compost. The application for renewal under WMGM015D003 was issued on February 7, 2017.

Persons interested in reviewing the general permit may contact Ali Tarquino Morris, Chief, Division of Municipal and Residual Waste, Bureau of Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170, 717-787-7381. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

REGISTRATION FOR GENERAL PERMIT—RESIDUAL WASTE

Application Received for Registration under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.

General Permit Application No. WMGR097R028, Seneca Resources Corporation, 5800 Corporate Drive, Suite 300, Pittsburgh, PA 15237. The registration to operate under General Permit Number WMGR097R028 is for research and development activities to support the beneficial use or processing prior to beneficial use. The location in the application is at the CRV Pad C09-G and Brewer Fork Lane access road in **Cameron County**, Shippen Township. The project involves the beneficial use of vertical drill cutting (tophole) from natural gas wells as an aggregate in a stabilized soil pavement for construction of Marcellus Shale well pads and access roads. The application for registration under General Permit No. WMGR097R028 was denied on February 13, 2017.

Questions concerning the denial of the application should be directed to Chris Tersine, Environmental Engineer, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. For more information, contact the Division of Municipal and Residual Waste at 717-787-7381.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Permit(s) issued Under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

Northcentral Region: Regional Solid Waste Manager, 208 West Third Street, Williamsport, PA 17701.

Permit No. 301358. Phoenix Resources, Inc., 782 Antrim Road, Wellsboro, PA 16901, Duncan Township, **Tioga County.** The permit modification covers Installation of leachate concentrator/evaporation and trucking leachate in an emergency. The permit was issued by Northcentral Regional Office on February 8, 2017.

Persons interested in reviewing the permit may contact Lisa D. Houser, P.E., Facilities Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3740. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

AIR QUALITY

General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2531.

GP9-54-001A: USS Achey Inc. (355 East Second Mountain Road, Schuylkill Haven, PA 17972) on February 8, 2017 for the installation and operation of a Diesel I/C Engine at the site located in North Manheim Twp., **Schuylkill County.**

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.

GP1-06-03079: Interstate Container LLC (100 Grace Street, Reading, PA 19611) on February 7, 2017, for an existing 25.1 MMBtu/hr. natural gas-fired boiler, under GP1, at the facility located in Reading City, **Berks County.**

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

GP4-25-079C: Berry Plastics Corp. (316 W 16th Street, Erie, PA 16502) on January 26, 2017, for the authority to construct and/or operate a burn off oven (BAQ-GPS/GP4) located at their facility in City of Erie, **Erie County.**

GP5-33-208A: XTO Energy Inc. Winslow Compressor Station (810 Houston St. Fort Worth, TX 76102) on January 30, 2017, for the authority to construct and/or operate a natural gas fired compressor engine (Caterpillar

3508) (BAQ-GPS/GP5) located at their facility in McCalmont Township, **Jefferson County.**

Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.

23-0016D: PQ Corporation (1201 West Front Street, Chester, PA 19013) On February 10, 2017 for a plan approval to replace the fuel oil supply skid that supplies fuel oil to the # 4 Sodium Silicate Furnace (Source ID 102) and amend the Title V Operating Permit for their facility located in the City of Chester, **Delaware County.**

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2507.

40-00123A: Vita Line Products Inc. (1111 N Park Drive, Humboldt Industrial Park North, Hazle Twp., PA 18202-9720) on February 9, 2017 for the installation of an odor control system at the site located in Hazle Twp., **Luzerne County.**

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.

36-03034B: Purina Animal Nutrition, LLC (3029 Hempfield Road, Lancaster, PA 17601) on February 7, 2017, for the installation of a new pellet cooler and cyclone on System # 2 at the Hempfield facility located in East Hempfield Township, **Lancaster County.**

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

10-368E: Markwest Liberty Midstream & Resources, Bluestone Gas Processing Plant (1515 Arapahoe St., Suite 1600, Denver, CO 80202), on January 24, 2017 issued a Plan Approval to construct three (3) additional process heaters and modifications/revisions to previously permitted process heaters and storage tanks at this facility in Jackson Township, **Butler County.** This is a State Only facility.

25-1053A: Alpont LLC (2797 Freedland Rd., Hermitage, PA 16148), on February 9, 2017 issued a Plan Approval for construction of a methanol and sodium methylate (30% wt. solution) production facility in City of Erie, **Erie County.**

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.

Contact: James A. Beach, *New Source Review Chief*—Telephone: 484-250-5920.

09-0237: TC Millwork (PO Box, Bensalem, PA 19020-5910) On February 8, 2017 for the installation and operator of two (2) spray booth operations and associated filters in Bensalem Township, **Bucks County**.

15-0010D: ArcelorMittal Plate LLC: (139 Modena Road, Coatesville, PA 19320-4036) On February 8, 2017 for the replacement of an 8.0 MMBtu/hr ladle preheat burner in Coatesville City, **Chester County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, *Facilities Permitting Chief*, 717-705-4862, Virendra Trivedi, *New Source Review Chief*, 717-705-4863, or William Weaver, *Regional Air Quality Manager*, 717-705-4702.

36-03199A: Doodad Printing LLC (72 Industrial Circle, Lancaster, PA 17601) on February 7, 2017, for construction of a printing operation at a new facility to be located in East Lampeter Township, **Lancaster County**. The operation will consist of four heatset presses controlled by a regenerative thermal oxidizer, one coldest press, and parts washers. The plan approval was extended.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

Contact: Muhammad Q. Zaman, *Environmental Program Manager*—Telephone: 570-327-3648.

49-00064A: Milton Sewer Regional Authority (5585 State Route 405, PO Box 433, Milton, PA 17847), on February 7, 2017, to extend the authorization to operate the sources pursuant to the plan approval an additional 180 days from February 8, 2017 to August 7, 2017 at their facility located in West Chilisquaque Township, **Northumberland County**. The plan approval has been extended.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: David Balog, *New Source Review Chief*—Telephone: 814-332-6328.

25-025W: General Electric Co, GE Transportation, Erie Plant (2901 East Lake Rd. Bldg. 9, Room 201, Erie, PA 16531) on December 28, 2016, effective December 31, 2016, has issued a plan approval extension for the modifications of plan approval 25-025T with regards to removing the final test cell in Area 10K (Source 365), deleting the construction schedule conditions, and deleting 40 CFR 63 Subpart P (National Emission Standards for hazardous Air Pollutants for Engine Test Cells/Stands) requirements in Lawrence Park Township, **Erie County**. This is a Title V facility.

Title V Operating Permits Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104.

Contact: Edward Wiener, *Chief*—Telephone: 215-685-9426.

V15-000: Inolex Chemical Company (Jackson and Swanson Streets, Philadelphia, PA 19148) for the operation of a chemical manufacturing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include a 52 MMBTU/hr boiler (limited

to 49 MMBTU/hr), a 20 MMBTU/hr boiler, a 6.5 MMBTU/hr boiler, a 49 MMBTU/hr boiler, 7 reactors, a reactor tank, a distillation column, a deodorizer tank, two preblend tanks, a vent condenser, a 150 hp emergency generator, and an adipic silo. The facility's air emission control devices include two scrubbers and two baghouses.

The operating permit will be issued under the Pennsylvania Code Title 25, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Ave., Philadelphia, PA 19104. For further information, contact Mr. Edward Wiener (215) 685-9426.

Persons wishing to file protest or comments on the above operating permit must submit the protest or comments within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

OP16-000026: Philly Shipyard, Inc.—Philadelphia Naval Business Center (2100 Kitty Hawk Avenue, Philadelphia, PA 19112) for the operation of a ship building facility in the City of Philadelphia, **Philadelphia County**. The Title V facility's air emission sources include: two (2) 12.6 MMBTU/hr natural-gas fired boilers controlled by low NO_x burners, five (5) natural-gas fired heaters each rated at less than 2.0 MMBTU/hr, one (1) 4 MMBTU/hr natural-gas fired pre-heater, one (1) 4 MMBTU/hr natural-gas fired Cure Oven, 23 welding and milling operations controlled by 22 baghouses, painting, shot blasting, and abrasive blasting operations controlled by eleven (11) dust collectors, paint stop filters, and a catalytic oxidizer.

The operating permit will be renewed under the Pennsylvania Code Title 25, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Ave., Philadelphia, PA 19104. For further information, contact Mr. Edward Wiener (215) 685-9426.

Persons wishing to file protest or comments on the above operating permit must submit the protest or comments within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.

Contact: Janine Tulloch-Reid, *Facilities Permitting Chief*—Telephone: 484-250-5920.

15-00021: Glasgow, Inc. (P.O. Box 1089, Glenside, PA) On February 10, 2017 for renewal of the State Only

Operating Permit for the Catanach Asphalt Plant and Quarry located in East Whiteland Township, **Chester County**.

46-00154: Eye Designs, LLC (220 West 5th Street, Collegeville, PA 19426) On February 10, 2017 for renewal of a State Only Operating Permit to operate three spray booths at a wood office furniture manufacturing facility in Trappe Borough, **Montgomery County**.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2507.

48-00016: Lehigh University (461 Webster Street, Bethlehem, PA 18015-1755) issued on 2/10/17, a State-Only (Synthetic Minor) Operating Permit for operation in the City of Bethlehem, **Northampton County**. The sources consist of six (6) natural-gas fired boilers, miscellaneous diesel and natural gas-fired generators, water heaters, three (3) parts washers, and a gasoline underground storage tank. The operating permit includes emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

35-00042: Pennsylvania American Water Company, Scranton Site (312 Adams Avenue, Scranton, PA 18503). On February 9, 2017, the Department issued a renewal State-Only Natural Minor Permit for this facility located in Scranton, **Lackawanna County**.

The main sources at this facility consist of 2 Filter Presses and a Sludge Tank. The sources are controlled by a Wet Scrubber. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

54-00071: Van Hoekelen Greenhouses, Inc., Lofty Road Greenhouse (Route 309, P.O. Box 88, McAdoo, PA 18237-0088). On February 8, 2017, the Department issued a renewal State-Only Synthetic Minor Permit for this facility located in Kline Township, **Schuylkill County**. The main sources at this facility consist of two (2) boilers and (4) Emergency Generators. The coal-fired boiler is controlled with a Flyash Arrestor (Multiclone). The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702

06-03053: Hamburg Manufacturing, Inc. (221 South 4th Street, PO Box 147, Hamburg, PA 19526) on February 6, 2017, for the castings finishing facility located in Hamburg Borough, **Berks County**. The State-only permit was renewed.

38-05034: Bluescope Building North America LLC (400 North Weaver Street, Annville, PA 17003-1103) on February 7, 2017 for the steel fabrication facility located in Annville Township, **Lebanon County**. The State-only permit was renewed.

67-03098: White Rose Crematorium LLC (420 Pattison Street, York, PA 17403-2439) on February 2, 2017, for the human crematory unit at the facility located in York City, **York County**. The State-only permit was renewed.

67-03052: Bimax, Inc. (158 Industrial Road, Glen Rock, PA 17327-8626) on February 3, 2017, for the specialty chemical manufacturing facility located in Springfield Township, **York County**. The State-only permit was renewed.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.

19-00025: Ingredion, Inc. (920 Back Road, Berwick, PA 18603) on February 1, 2017, was issued a renewal State only operating permit for their Berwick Plant located in Berwick Borough, **Columbia County**. The State only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

49-00066: Elysburg GD, LLC (dba Great Dane Trailers) (207 Progress Road, Elysburg, PA 17824) on February 6, 2017, was issued a state only operating permit for their Elysburg Plant located in Ralpho Township, **Northumberland County**. The State only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Tom Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.

32-00397: Rosebud Mining Company (301 Market Street, Kittanning, PA 16201) On February 3, 2017, the Department issued a facility-wide Natural Minor Operating Permit renewal for the operation of a coal preparation plant, known as the Heilwood Mine Coal Preparation Plant, located in Pine Township, **Indiana County**.

The plant contains coal stockpiles, conveyers, screens, coal cleaning plant, two emergency diesel engines (275-bhp, and 1,490-bhp), and roadways. Air pollution prevention equipment at the facility includes enclosures, water sprays, water truck, sweeper, and tarping of truck loads. The facility is limited to a maximum opacity from any processing equipment of 20 percent. The facility is subject to the applicable requirements of 40 CFR Part 60, Subpart Y, 40 CFR 60, Subpart IIII, 40 CFR 63, Subpart ZZZZ, and 25 Pa. Code Chapters 121—145. The permit includes emission limitations, operational requirements, monitoring requirements, and recordkeeping requirements for the facility.

No emission or equipment changes have been approved by this action. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the SOOP have been derived from the applicable requirements of 40 CFR Parts 60 and 63 and 25 Pa. Code, Article III, Chapters 121—145.

32-00398: Rosebud Mining Company (301 Market Street, Kittanning, PA 16201) On February 3, 2017, the Department issued a facility-wide Natural Minor Operating Permit renewal for the operation of a coal preparation plant, known as the Knob Creek Mine Coal Preparation Plant, located in Young Township, **Indiana County**.

The plant contains coal stockpiles, conveyers, screens, coal cleaning plant, one emergency diesel engine (755-bhp), and roadways. Air pollution prevention equipment at the facility includes enclosures, water sprays, water truck, sweeper, and tarping of truck loads. The facility is subject to the applicable requirements of 40 CFR Part 60 Subpart Y, 40 CFR 60 Subpart IIII, and 25 Pa. Code 25 Chapters 121–145. The permit includes emission limitations, operational requirements, monitoring requirements, and recordkeeping requirements for the facility.

No emission or equipment changes have been approved by this action. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the SOOP have been derived from the applicable requirements of 40 CFR Part 60 and 25 Pa. Code, Article III, Chapters 121–145.

32-00432: Rosebud Mining Company (301 Market Street, Kittanning, PA 16201) On February 7, 2017, the Department issued a facility-wide Natural Minor Operating Permit renewal for the operation of a coal preparation plant, known as the Coral Graceton Mine Coal Preparation Plant, located in Center Township, **Indiana County**.

The plant contains coal stockpiles, conveyers, screens, coal cleaning plant, two emergency diesel engines (732-bhp and 1,372-bhp), and roadways. Air pollution prevention equipment at the facility includes enclosures, water sprays, water truck, sweeper, and tarping of truck loads. The facility is subject to the applicable requirements of 40 CFR Part 60 Subpart Y, 40 CFR 60 Subpart IIII, and 25 Pa. Code Chapters 121–145. The permit includes emission limitations, operational requirements, monitoring requirements, and recordkeeping requirements for the facility.

No emission or equipment changes have been approved by this action. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the SOOP have been derived from the applicable requirements of 40 CFR Part 60 and 25 Pa. Code, Article III, Chapters 121–145.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: Matt Williams, Facilities Permitting Chief at Telephone: 814-332-6940.

25-00971: Erie Plating Company (656 West 12th Street, Erie, PA 16501-1509) on February 10, 2017, the Department renewed the Natural Minor Permit to operate the electroplating, plating, anodizing and coloring facility. The facility's major emission sources include, a natural gas boiler rated at 16.7 mmbtu/hr, space heaters, chromic acid anodizing tank (controlled by a fume suppressant and mesh-pad mist eliminator), chrome plating tanks (controlled by a fume suppressant and a wet scrubber, a rotoblast, a sludge dryer, solution tanks [passivate] (controlled by a scrubber), dry polishing operation (controlled by a baghouses that exhausts indoors), a dip spin paint booth, nickel/copper plating (controlled by a scrubber), and electroless nickel plating (controlled by a scrubber). The facility is located in City of Erie, **Erie County**. The emission of the pollutants from the facility is less than Title V threshold limits and therefore the facility is a natural minor. The chrome anodizing pro-

cesses are subject to 40 CFR Part 63 Subpart N—NESHAPs from Hard and Decorative Electroplating and Chromium Anodizing Tanks. The nickel plating, electroless plating and dry polishing sources are subject to 40 CFR Part 63, Subpart WWWW—NESHAPs: Area Sources Standards for Plating and Polishing Operations. The facility replaced scrubber C102B with C102C during the term of the permit through a Request for Determination which exempted the construction from a plan approval. The Department is including a requirement for testing C102C. The facility also has an emergency generator that is subject to 40 CFR 63 Subpart ZZZZ. The permit contains the updated Federal requirements applicable to the sources, emission restrictions, monitoring requirements, record keeping requirements, work practice requirements, and additional requirements to demonstrate compliance with the previous plan approvals and the Air Pollution Control Act. The potential HAPs from the facility are less than 2 TPY. The criteria pollutants for the facility are each less than 1 TPY.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.

46-00122: Arborcrest Lakeside, LLC (46-00122) On February 10, 2017 administratively amended the permit for the change of ownership for their existing facility located in Whitpain Township, **Montgomery County**.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.

53-00001: Tennessee Gas Pipeline Company, LLC (1001 Louisiana Street, Suite 1446C, Houston, TX 77002) on February 3, 2017, issued a revision to Title V Operating Permit TVOP 53-00001 for their Compressor Station 313 facility located in Hebron Township, **Potter County**, which incorporated the applicable presumptive additional RACT requirements as codified in 25 Pa. Code Sections 129.97–129.100. All applicable Federal and State regulatory requirements including monitoring, recordkeeping, reporting and work practice conditions to demonstrate compliance with the applicable regulatory requirements have been included in TVOP 53-00001.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

25-00918: Cosmed Group Inc. (2500 Brunswick Ave., Linden, NJ 07036) on February 9, 2017 the Department administratively amended the State Operating Permit for the medical sterilization facility located in Erie City, **Erie County**. The amendment incorporates the name change from IUVO BioScience Operations LLC to Cosmed Group Inc. The responsible official changed to David G. Howe—Chief Operating Officer. The permit contact changed to Christine Render—Director of Corporate QA & RA.

De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: Dave Balog, New Source Review Chief or Matt Williams, Facilities Permitting Chief—Telephone: 814-332-6340.

24-00062: Metal Powder Products—St Marys (879 Washington Street, St Marys, PA 15857) for its facility

<i>Date</i>	<i>Source</i>	<i>PM₁₀ (tons)</i>	<i>SO_x (tons)</i>	<i>NO_x (tons)</i>	<i>VOC (tons)</i>	<i>CO (tons)</i>
7-27-16	PM Sintering Furnace # 3	0.41				
2-7-17	PM Sintering Furnace # 6	0.41				
Total Reported Increases		0.82				
Allowable		0.6 ton/source 3 tons/facility	1.6 ton/source 8 tons/facility	1 ton/source 5 tons/facility	1 ton/source 5 tons/facility	4 tons/source 20 tons/facility

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.20a). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P.S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1002).

Coal Permits Issued

Knox District Mining Office: P.O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191.

33100106 and NPDES Permit No. PA0259004. Strishock, LLC (220 Hillcrest Drive, DuBois, PA 15801). Renewal of an existing bituminous surface mine and associated NPDES permit in Washington Township, **Jefferson County**, affecting 257.5 acres. Receiving streams: Unnamed tributaries to Horm Run and unnamed tributaries to Five Mile Run. Application received: November 16, 2016. Permit Issued: February 7, 2017.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.

17000109 and NPDES PA0242985. Waroquier Coal Company (P.O. Box 128, Clearfield, PA 16830). Permit renewal for reclamation only of a bituminous surface mine located in Lawrence Township, **Clearfield County** affecting 38.0 acres. Receiving stream(s): Unnamed Tributary No. 2 to Orr's Run and Orr's Run classified for the

located in St Marys City, **Elk County**. The De minimis emission increase is for construction of a new powder metal sintering furnace # 6. In addition, this source is exempt from plan approval as it complies with 25 Pa. Code § 127.14(a)(8). The Department hereby approves the De minimis emission increase. The following table is a list of the De minimis emission increases as required by 25 Pa. Code § 127.449(i). This list includes the De minimis emission increases since the Title V Operating Permit issuance on May 29, 2015.

following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: November 7, 2016. Permit issued: February 7, 2017.

17070114 and NPDES PA0256480. RES Coal LLC (224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920). Transfer of an existing bituminous surface coal mine from Rosebud Mining Company located in Girard Township, **Clearfield County** affecting 119.4 acres. Receiving stream(s): Unnamed Tributaries to Bald Hill Run and Bald Hill Run classified for the following use(s): CWF, MF. There are no potable water supply intakes within 10 miles downstream. Application received: October 13, 2016. Permit issued: February 6, 2017.

17950113 and NPDES PA0220159. Waroquier Coal Company (P.O. Box 128, Clearfield, PA 16830). Permit renewal of an existing bituminous surface and auger mine located in Greenwood Township, **Clearfield County** affecting 60.2 acres. Receiving stream(s): Unnamed Tributaries No. 1 and No. 2 to Watts Creek to Watts Creek to Clearfield Creek. There are no potable water supply intakes within 10 miles downstream. Application received: May 5, 2016. Permit issued: February 3, 2017.

17030106 and NPDES PA0243477. Waroquier Coal Company (P.O. Box 128, Clearfield, PA 16830). Permit renewal of an existing bituminous surface mine located in Beccaria Township, **Clearfield County** affecting 244.0 acres. Receiving stream(s): Unnamed Tributaries to Dotts Hollow and Dotts Hollow. There are no potable water supply intakes within 10 miles downstream. Application received: May 5, 2016. Permit issued: February 3, 2017.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118.

Permit No. 40100201R. Susquehanna Haul & Drilling, LLC, (249 Harland Street, Exeter, PA 18643), renewal of an existing anthracite coal refuse reprocessing operation in Salem Township and Shickshinny Borough, **Luzerne County** affecting 25.0 acres, receiving stream: Paddy Run. Application received: October 26, 2016. Renewal issued: February 7, 2017.

Permit No. PAM116047. Susquehanna Haul & Drilling, LLC, (249 Harland Street, Exeter, PA 18643), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 40100201 in Salem Township and Shickshinny Borough, **Luzerne County**, receiving stream: Paddy Run. Application received: October 26, 2016. Permit issued: February 7, 2017.

Noncoal Permits Issued

Knox District Mining Office: P.O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191.

PAM612009. B & P Slag Corp. (1504 Highland Avenue, New Castle, PA 16105). General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 37960303 in Union Township, **Lawrence County**. Receiving streams: Mahoning River. Application received: January 5, 2017. Permit Issued: February 1, 2017.

New Stanton District Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

26992001. Coolspring Mining, Inc. (P.O. Box 1328, Uniontown, PA 15401). Permit issued to add 330.8 acres to an existing underground noncoal mine, located in North Union and Dunbar Townships, **Fayette County**, affecting 740.8 acres. Receiving streams: unnamed tributaries to Cove Run, Dunbar Creek, Coolspring Run, Shutes Run and Redstone Creek. Application received: September 2, 2016. Permit issued: February 9, 2017.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Issued

New Stanton District Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

63174101. Austin Powder Company (25800 Science Park Drive, Cleveland, OH 44122). Blasting activity permit for the construction of the PA Turnpike Southern Beltway 55A, located in Robinson Township, **Washington County** with an expiration date of January 1, 2018. Blasting permit issued: February 6, 2017.

65174101. Newville Construction Service, Inc. (408 Mowhawk Road, Newville, PA 17241). Blasting activity permit for the demolition of the Monessen Lock and Dam, located in Monessen Township, **Westmoreland County** and Charleroi Borough, Washington County with an expiration date of September 1, 2017. Blasting permit issued: February 9, 2017.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

Northeast Regional Office, Waterways and Wetlands Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511.

E35-462. Thirty Nine Hundred Corporation, 7 Park Center Court, Owing Mills, MD 21117. South Abington Township, **Lackawanna County**, Army Corps of Engineers Baltimore District.

To construct and maintain a 2,000 square foot commercial building, parking lot and driveway within the floodway of unnamed tributary to Summit Lake Creek (TSF, MF). The project also proposes the removal of an existing driveway crossing over the unnamed tributary to Summit Lake Creek (TSF, MF). The project is located along Northern Boulevard approximately 500 feet from its intersection with Shady Lane Road (Scranton, PA Quadrangle Latitude: 41°28'33.7"; Longitude: -75°41'3.3") in South Abington Township, Lackawanna County.

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570-327-3636.

E18-503. Chad Vangorder & Tom Temple, 88 Rose Lane, Mill Hall, PA 17751, 1162 Checkerberry Lane, Lock Haven, PA 17745. Recreational structure in Woodward Township, **Clinton County**, ACOE Baltimore District (Lock Haven, PA Quadrangle Lat: 40° 8' 51"; Long: -77° 26' 36").

The project proposes to have the following impacts

<i>ID</i>	<i>Stream Name</i>	<i>Chapter 93 Classification</i>	<i>Temporary Impact area Length (LF)</i>	<i>Permanent Impact area Length (Sq Ft)</i>	<i>Latitude</i>	<i>Longitude</i>
Structure	W. Br. Susq River	WWF, MF	0	600	40° 8' 51"	77° 26' 36"

The total estimated permanent floodway disturbance for the project is approximately 600 SF of permanent impacts. There are no proposed waterway impacts.

The proposed construction will not permanently impact cultural or archaeological resources, national/state/local parks, forests recreational areas, landmarks wildlife refuge, or historical sites. West Branch of the Susquehanna River is classified with a designated use of Warm Water Fishery (WWF).

Southeast Region: Waterway and Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401, Domenic Rocco, 484.250.5900.

E23-524, Sunoco Pipeline, L.P. (SPLP), 535 Fritztown Road, Sinking Spring, PA 19608, Mariner East II/Pennsylvania Pipeline Project, in Aston Township, Chester Township, Brookhaven Borough, Edgmont Township, Middletown Township, Thornbury Township and Upper Chichester Township, **Delaware County**, ACOE Philadelphia District. The project starts at the intersection of E. Street Road and Middletown Road in Thornbury Township, PA, West Chester, PA Quadrangle N: 39° 57' 1.35"; W: -75° 30' 38.10", and ends at Conchester Highway in Marcus Hook, PA, Marcus Hook, PA Quadrangle N: 39° 50' 38.60"; W: -75° 25' 4.55"W.

The project consists of the installation and maintenance of approximately 11.7 miles of 20-inch diameter pipeline and 16-inch diameter pipeline and appurtenant structures to convey natural gas liquid. The following listed temporary and permanent impacts include both disturbances and direct and indirect impacts to watercourse, wetland, floodplain, and floodway resources, of which direct and indirect impacts will be compensated through site restoration or additional compensation as identified. The project impacts in Delaware County include a total of 62 linear feet of temporary impacts to 1 unnamed tributary to Chester Creek, and 1,306 linear feet of permanent impacts to Chester Creek (TSF, MF), 13 unnamed tributaries to Chester Creek (TSF, MF), Chrome Run (TSF), Crum Run (TSF), 1 unnamed tributary to Crum Run (TSF), Rocky Run (HQ-CWF), and 4.028 acres of permanent floodway impacts, and 1.926 acre of temporary floodway impacts, and 0.455 acre of permanent impacts to Palustrine Emergent (PEM), Palustrine Forested (PFO) and Palustrine Scrub-Shrub (PSS) wetlands, and 0.830 acre of temporary impacts to PEM wetlands. No compensation is being proposed by the applicant for the permanent project impacts in Delaware County. The project impacts in this permit application are associated with a

Chad Vangorder & Tom Temple have applied for a Small Projects—Joint Permit Application to construct, operate and maintain recreational structure in the floodway of the West Branch Susquehanna River in Woodward Township, Clinton County. The project is proposing to construct a recreational structure measuring 20' by 30' in the floodway of the West Branch of the Susquehanna River.

transmission pipeline project extending approximately 306 miles and 255 miles in Pennsylvania between Houston Borough, Washington County, PA and Marcus Hook Borough, Delaware County, PA.

For more detailed information regarding the Delaware County Chapter 105 permit application related to this project, which is available in the DEP regional office, please contact Domenic Rocco, 484.250.5900, to request a file review.

E15-862, Sunoco Pipeline, L.P. (SPLP), 535 Fritztown Road, Sinking Spring, PA 19608, Mariner East II/Pennsylvania Pipeline Project, in West Nantmeal Township, East Nantmeal Township, Wallace Township, Upper Uwchlan Township, Uwchlan Township, West Whiteland Township, West Goshen Township, East Goshen Township, Westtown Township, and Elverson Borough, **Chester County**, ACOE Philadelphia District. The project starts at West Main Street in Elverson, PA Quadrangle N: 40° 9' 20.97"; W: -75° 50' 35.65", and ends at the intersection of E. Street Road and Middletown Road in Westtown Township, PA, West Chester, PA Quadrangle N: 39° 57' 1.35"; W: -75° 30' 38.10".

The project consists of the installation and maintenance of approximately 24 miles of 20-inch diameter pipeline and 16-inch diameter pipeline and appurtenant structures to convey natural gas liquid. The following listed temporary and permanent impacts include both disturbances and direct and indirect impacts to watercourse, wetland, floodplain, and floodway resources, of which direct and indirect impacts will be compensated through site restoration or additional compensation as identified. The project impacts in Chester County include a total of 52 linear feet of temporary impacts to Marsh Creek (HQ-TSF, MF), 1 unnamed tributary to Marsh Creek (HQ-TSF, MF), a total of 1,095 linear feet of permanent impacts to Black Horse Creek (HQ-TSF, MF), 2 unnamed tributaries to Black Horse Creek (HQ-TSF, MF), East Branch Chester Creek (TSF, MF), 3 unnamed tributary to East Branch Chester Creek (TSF, MF), Marsh Creek (HQ-TSF, MF), 26 unnamed tributaries to Marsh Creek (HQ-TSF), Shamona Creek (HQ-TSF, MF), 7 unnamed tributaries to Shamona Creek (HQ-TSF, MF), South Branch French Creek (EV, MF), 5 unnamed tributaries to South Branch French Creek (EV, MF), Valley Creek (CWF, MF), 9 unnamed tributaries to Valley Creek (CWF, MF), 2 unnamed tributaries to School House Run (HQ-TSF, MF), 1 unnamed tributary to Ridley Creek (HQ-TSF, MF), and 3.435 acres of permanent floodway impacts, and 1.833 acre of temporary floodway impacts, and 0.001 acre

of temporary impacts to Palustrine Emergent (PEM), Palustrine Forested (PFO) and Palustrine Scrub-Shrub (PSS) wetlands and 3.713 acres of permanent impacts to PEM, PFO, and PSS wetlands. No compensation is being proposed by the applicant for the permanent project impacts in Chester County.

The project impacts in this permit application are associated with a transmission pipeline project extending approximately 306 miles and 255 miles in Pennsylvania between Houston Borough, Washington County, PA and Marcus Hook Borough, Delaware County, PA.

For more detailed information regarding the Chester County Chapter 105 permit application related to this project, which is available in the DEP regional office, please contact Domenic Rocco, 484.250.5900, to request a file review.

Southcentral Regional Office: Waterways and Wetlands Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, Scott Williamson, 717.705.4802.

E67-920, Sunoco Pipeline, L.P. (SPLP), 535 Fritztown Road, Sinking Spring, PA 19608. Mariner East II/Pennsylvania Pipeline Project, in Fairview Township, **York County**, ACOE Baltimore District. The project starts and ends in Fairview Township, PA Quadrangle Lemoyne beginning at N: 40°, 11', 31"; W: 76°, 54', 41", and ending at PA Quadrangle Steelton N: 40°, 11', 57"; W: 76°, 47', 50".

The project consists of the installation and maintenance of approximately 6.5 miles of 20-inch diameter pipeline and a 16-inch diameter pipeline and appurtenant structures to convey natural gas liquid. The following listed temporary and permanent impacts include both disturbances and direct and indirect impacts to watercourse, wetland, floodplain, and floodway resources, of which direct and indirect impacts will be compensated through site restoration or additional compensation as identified. The project impacts in York County include a total of 275 linear feet of temporary impacts to unnamed tributaries to the Susquehanna River (WWF, MF), a total of 1,265 linear feet of permanent impacts to 9 unnamed tributaries to the Susquehanna River (WWF, MF), Yellow Breeches Creek (CWF, MF), 7 unnamed tributaries to Yellow Breeches Creek (CWF, MF), and 4 unnamed tributaries to Marsh Run (WWF), and 3.157 acres of permanent floodway impacts, and 1.934 acre of temporary floodway impacts, and 0.148 acre of temporary impacts to Palustrine Emergent (PEM) wetlands and 0.255 acre of permanent impacts to Palustrine Emergent (PEM) and Palustrine Forested (PFO) wetlands. No compensation is being proposed by the applicant for the proposed permanent project impacts in York County. The project impacts in this permit application are associated with a proposed transmission pipeline project extending approximately 306 miles and 255 miles in Pennsylvania between Houston Borough, Washington County, PA and Marcus Hook Borough, Delaware County, PA.

For more detailed information regarding the York County Chapter 105 permit application related to this project, which is available in the DEP regional office, please contact Scott Williamson, 717.705.4802, to request a file review.

E06-701, Sunoco Pipeline, L.P. (SPLP), 535 Fritztown Road, Sinking Spring, PA 19608. Mariner East II/Pennsylvania Pipeline Project, in South Heidelberg, Spring, Cumru, Becknock, New Morgan, Robeson, and Caernarvon Townships, **Berks County**, ACOE Baltimore and Philadelphia Districts. The project starts at South

Heidelberg Township, PA Quadrangle Sinking Spring N: 40°, 17', 7"; W: 76°, 6', 13" and ends at Caernarvon Township, PA Quadrangle Elverson N: 40°, 9', 20"; W: 75°, 50', 34".

The project consists of the installation and maintenance of approximately 20.4 miles of 20-inch pipeline and a 16-inch pipeline and appurtenant structures to convey natural gas liquid. The following listed temporary and permanent impacts include both disturbances and direct and indirect impacts to watercourse, wetland, floodplain, and floodway resources, of which direct and indirect impacts will be compensated through site restoration or additional compensation as identified. The project impacts in Berks County include a total of 94 linear feet of temporary impacts to Wyomissing Creek (HQ-CWF), an unnamed tributary to Wyomissing Creek (HQ-CWF) an unnamed tributary to Hay Creek (EV), a total of 2,619 linear feet of permanent impacts to 5 unnamed tributaries to Cocalico Creek (TSF), Cacoosing Creek (CWF), 17 unnamed tributaries to Cacoosing Creek (CWF), Allegheny Creek (CWF), 11 unnamed tributaries to Allegheny Creek (CWF), Wyomissing Creek (HQ-CWF), 9 unnamed tributaries to Wyomissing Creek (HQ-CWF), Little Muddy Creek (TSF), Muddy Creek (HQ-TSF), 8 unnamed tributaries to Muddy Creek (HQ-TSF), Hay Creek (EV), 10 unnamed tributaries to Hay Creek (EV), East Branch Conestoga River (WWF), and 12 unnamed tributaries to East Branch Conestoga River (WWF), and 8.30 acres of floodway impacts, 0.01 acre of temporary impacts to PEM wetlands and 2.37 acres of permanent impacts to Palustrine unconsolidated bottom (PuB), Palustrine Emergent (PEM), Palustrine Forested (PFO), and Palustrine Scrub-Shrub (PSS) wetlands. No compensation is being proposed by the applicant for the proposed permanent project impacts in Berks County. The project impacts in this permit application are associated with a proposed transmission pipeline project extending approximately 306 miles and 255 miles in Pennsylvania between Houston Borough, Washington County, PA and Marcus Hook Borough, Delaware County, PA.

For more detailed information regarding the Berks County Chapter 105 permit application related to this project, which is available in the DEP Regional office, please contact Scott Williamson, 717.705.4802, to request a file review.

E07-459: Sunoco Pipeline, L.P. (SPLP), 535 Fritztown Road, Sinking Spring, PA 19608. Mariner East II/Pennsylvania Pipeline Project, in Allegheny, Blair, Frankstown, Juniata, and Woodbury Townships, **Blair County**, ACOE Baltimore District. The project starts at Juniata Township, PA Quadrangle Cresson N: 40°, 24', 29"; W: 78°, 33', 23" and ends at Woodbury Township, PA Quadrangle Williamsburg N: 40°, 24', 34"; W: 78°, 10', 38".

The project consists of the installation and maintenance of approximately 23.5 miles of 20-inch pipeline and a 16-inch pipeline and appurtenant structures to convey natural gas liquid. The following listed temporary and permanent impacts include both disturbances and direct and indirect impacts to watercourse, wetland, floodplain, and floodway resources, of which direct and indirect impacts will be compensated through site restoration or additional compensation as identified below. The project impacts in Blair County include a total of 326 linear feet of temporary impacts to 11 unnamed tributaries to Robinson Run (WWF) and 5 unnamed tributaries to Frankstown Branch Juniata River (WWF), a total of 2,400 linear feet of permanent impacts to 2 unnamed

tributaries to Beaverdam Branch (WWF), Oldtown Run (WWF), an unnamed tributary to Oldtown Run (WWF), Frankstown Branch Juniata River (WWF), 12 unnamed tributaries to Frankstown Branch Juniata River (WWF), Clover Creek (HQ-CWF), 2 unnamed tributaries to Poplar Run (CWF), Dry Run (WWF), 2 unnamed tributaries to Blair Run (CWF), Blair Run (CWF), Piney Run (HQ-CWF), 2 unnamed tributaries to Piney Creek (HQ-CWF), Dry Run (WWF), 10 unnamed tributaries to Dry Run (WWF) and an unnamed tributary to Blair Gap Run (TSF), and 6.491 acres of permanent floodway impacts, 3.867 acres of temporary floodway impacts, 0.789 acre of temporary impacts to Palustrine Emergent (PEM) and Palustrine Scrub-Shrub (PSS) wetlands and 2.420 acres of permanent impacts to Palustrine Forested (PFO), (PEM), and (PSS) wetlands. To compensate for the proposed permanent project impacts in Blair County, the applicant is proposing the enhancement of 0.58 acre of an existing PEM wetland with tree plantings to create PFO replacement wetlands. The project impacts in this permit application are associated with a transmission pipeline project extending approximately 306 miles and 255 miles in Pennsylvania between Houston Borough, Washington County, PA and Marcus Hook Borough, Delaware County, PA.

For more detailed information regarding the Blair County Chapter 105 permit application related to this project, which is available in the DEP regional office, please contact Scott Williamson, 717.705.4802, to request a file review.

E21-449, Sunoco Pipeline, L.P. (SPLP), 535 Fritztown Road, Sinking Spring, PA 19608. Mariner East II/Pennsylvania Pipeline Project, in Mechanicsburg Borough, Lower Mifflin, Upper Frankford, Lower Frankford North Middleton, Middlesex, Monroe, Silver Spring, Upper Allen, and Lower Allen Townships, **Cumberland County**, ACOE Baltimore District. The project starts at Lower Mifflin Township, PA Quadrangle Andersonburg N: 40°, 15', 24"; W: 77°, 28', 11" and ends at Lower Allen Township, PA Quadrangle Lemoyne N: 40°, 11', 31"; W: 76°, 54', 41".

The project consists of the installation and maintenance of approximately 33.1 miles of 20-inch pipeline and a 16-inch pipeline and appurtenant structures to convey natural gas liquid. The following listed temporary and permanent impacts include both disturbances and direct and indirect impacts to watercourse, wetland, floodplain, and floodway resources, of which direct and indirect impacts will be compensated through site restoration or additional compensation as identified below. The project impacts in Cumberland County include a total of 139 linear feet of temporary impacts to 2 unnamed tributaries to Conodoguinet Creek (WWF), an unnamed tributary to Letort Spring Run (CWF), Bloser Creek (WWF), an unnamed tributary to Locust Creek (WWF) a total of 6,344 linear feet of permanent impacts to the Conodoguinet Creek (WWF), 34 unnamed tributaries to Conodoguinet Creek (WWF), 6 unnamed tributaries to Yellow Breeches Creek (CWF), Opossum Creek (HQ-TSF), 5 unnamed tributaries to Opossum Creek (HQ-TSF), Doubling Gap Creek (HQ-CWF), 5 unnamed tributaries to Doubling Gap Creek (HQ-CWF), 5 unnamed tributaries to Doubling Gap Creek (CWF), an 3 unnamed tributaries to Locust Creek (WWF), Locust Creek (CWF), 6 unnamed tributaries to Bloser Creek (WWF), Letort Spring Run (CWF), 2 unnamed tributaries to Letort Spring Run (CWF), Hogestown Run (CWF), 2 unnamed tributaries to Cedar Run (CWF), Rock Run (WWF), Meetinghouse Run (twice) (WWF), and 2 unnamed tributaries to Meeting-

house Run (WWF), and 15.800 acres of permanent floodway impacts, 5.708 acres of temporary floodway impacts, 0.548 of an acre of temporary impacts to Palustrine Emergent (PEM) wetlands and 5.068 acres of permanent impacts to Palustrine unconsolidated bottom (PuB), Palustrine Forested (PFO), (PEM), and Palustrine Scrub-Shrub (PSS) wetlands. To compensate for the proposed permanent project impacts in Cumberland County, the applicant is proposing the enhancement of 0.58 acre of an existing PEM wetland with tree plantings to create PFO replacement wetlands. The project impacts in this permit application are associated with a transmission pipeline project extending approximately 306 miles and 255 miles in Pennsylvania between Houston Borough, Washington County, PA and Marcus Hook Borough, Delaware County, PA.

For more detailed information regarding the Cumberland County Chapter 105 permit application related to this project, which is available in the DEP regional office, please contact Scott Williamson, 717.705.4802, to request a file review.

E22-619, Sunoco Pipeline, L.P. (SPLP), 535 Fritztown Road, Sinking Spring, PA 19608. Mariner East II/Pennsylvania Pipeline Project, in Highspire and Middletown Boroughs, Lower Swatara, Londonderry, Conewago, and Derry Townships, **Dauphin County**, ACOE Baltimore District. The project starts at Lower Swatara Township, PA Quadrangle Steelton N: 40°, 11', 57"; W: 76°, 47', 50" and ends at Derry Township, PA Quadrangle Elizabethtown N: 40°, 15', 13"; W: 76°, 35', 30".

The project consists of the installation and maintenance of approximately 11.5 miles of 20-inch diameter pipeline and 16-inch diameter pipeline and appurtenant structures to convey natural gas liquid. The following listed temporary and permanent impacts include both disturbances and direct and indirect impacts to watercourse, wetland, floodplain, and floodway resources, of which direct and indirect impacts will be compensated through site restoration or additional compensation as identified. The project impacts in Dauphin County include a total of 293 linear feet of temporary impacts to 1 unnamed tributary to Spring Creek (WWF, MF), 1 unnamed tributary to Swatara Creek (WWF, MF), 1 unnamed tributary to Lisa Lake (WWF, MF), and a total of 1,978 linear feet of permanent impacts to 1 unnamed tributary to the Susquehanna River (WWF), Spring Creek (WWF), 19 unnamed tributaries to Spring Creek (WWF), Swatara Creek (WWF), 10 unnamed tributaries to Swatara Creek (WWF), 8 unnamed tributaries to Iron Run (WWF), 9 unnamed tributaries to Lisa Lake (WWF, MF), and 6.393 acres of permanent floodway impacts, and 4.967 acres of temporary floodway impacts, and 0.366 acre of temporary impacts to Palustrine Emergent (PEM) wetlands and 1.525 acre of permanent wetland impacts to PEM, Palustrine Forested (PFO) and Palustrine Scrub-Shrub (PSS) wetlands. No compensation is being proposed by the applicant for the proposed permanent project impacts in Dauphin County. The project impacts in this permit application are associated with a proposed transmission pipeline project extending approximately 306 miles and 255 miles in Pennsylvania between Houston Borough, Washington County, PA and Marcus Hook Borough, Delaware County, PA.

For more detailed information regarding the Dauphin County Chapter 105 permit application related to this project, which is available in the DEP regional office, please contact Scott Williamson, 717.705.4802, to request a file review.

E31-234: Sunoco Pipeline, L.P. (SPLP), 535 Fritztown Road, Sinking Spring, PA 19608. Mariner East II/Pennsylvania Pipeline Project, in Penn, Union, Shirley, and Tell Townships, **Huntingdon County**, ACOE Baltimore District. The project starts at Penn Township, PA Quadrangle Williamsburg N: 40°, 24', 34"; W: 78°, 10', 38" and ends at Tell Township, PA Quadrangle Blairs Mill N: 40°, 18', 22"; W: 77°, 43', 16".

The project consists of the installation and maintenance of approximately 26.2 miles of 20-inch pipeline and a 16-inch pipeline and appurtenant structures to convey natural gas liquid. The following listed temporary and permanent impacts include both disturbances and direct and indirect impacts to watercourse, wetland, floodplain, and floodway resources, of which direct and indirect impacts will be compensated through site restoration or additional compensation as identified below. The project impacts in Huntingdon County include a total of 468 linear feet of temporary impacts to 8 unnamed tributaries to Raystown Branch Juniata River (WWF), 2 unnamed tributaries to Little Trough Creek (TSF), George Creek (CWF), 3 unnamed tributaries to George Creek (CWF), Blacklog Creek (HQ-CWF), and an unnamed tributary to James Creek (WWF), a total of 9,161 linear feet of permanent impacts to Little Trough Creek (TSF), 8 unnamed tributaries to Little Trough Creek (TSF), George Creek (CWF), 15 unnamed tributaries to George Creek (CWF), Blacklog Creek (HQ-CWF), 6 unnamed tributaries to Blacklog Creek (HQ-CWF), Fort Run (CWF), 6 unnamed tributaries to Fort Run (CWF), Raystown Branch Juniata River (WWF), 21 unnamed tributaries to Raystown Branch Juniata River (WWF), Aughwick Creek (TSF), 7 unnamed tributaries to Aughwick Creek (TSF), Smith Run (TSF), 2 unnamed tributaries to Smith Run (TSF), Hares Valley Creek (TSF), 6 unnamed tributaries to Hares Valley Creek (TSF), Scrub Run (HQ-CWF), Singers Gap Run (HQ-CWF), Hill Valley Creek (HQ-CWF), an unnamed tributary to Hill Valley Creek (HQ-CWF), 3 unnamed tributaries to the Juniata River (HQ-CWF), and James Creek (WWF), 16,602 acres of permanent floodway impacts, 7.065 acres of temporary floodway impacts, 0.681 acre of temporary impacts to Palustrine Emergent (PEM) and Palustrine Forested (PFO) wetlands and 2.855 acres of permanent impacts to Palustrine unconsolidated bottom (PuB), (PEM), Palustrine Scrub-Shrub (PSS), and Palustrine Forested (PFO) wetlands. To compensate for the proposed permanent project impacts in Huntingdon County, the applicant is proposing the enhancement of 0.58 acre of an existing PEM wetland with tree plantings to create PFO replacement wetlands. The project impacts in this permit application are associated with a transmission pipeline project extending approximately 306 miles and 255 miles in Pennsylvania between Houston Borough, Washington County, PA and Marcus Hook Borough, Delaware County, PA.

For more detailed information regarding the Huntingdon County Chapter 105 permit application related to this project, which is available in the DEP regional office, please contact Scott Williamson, 717.705.4802, to request a file review.

E34-136: Sunoco Pipeline, L.P. (SPLP), 535 Fritztown Road, Sinking Spring, PA 19608. Mariner East II/Pennsylvania Pipeline Project, in Lack Township, **Juniata County**, ACOE Baltimore District. The project starts and ends in Lack Township, PA Quadrangle Blairs Mills beginning at N: 40°, 18', 22"; W: 77°, 43', 16" and ending at N: 40°, 17', 45"; W: 77°, 39', 55".

The project consists of the installation and maintenance of approximately 3 miles of 20-inch pipeline and a 16-inch pipeline and appurtenant structures to convey natural gas liquid. The following listed temporary and permanent impacts include both disturbances and direct and indirect impacts to watercourse, wetland, floodplain, and floodway resources, of which direct and indirect impacts will be compensated through site restoration or additional compensation as identified. The project impacts in Juniata County include a total of 2,309 linear feet of permanent impacts to Tuscarora Creek (CWF), 20 unnamed tributaries to Tuscarora Creek (CWF), and 7 unnamed tributaries to George Creek (CWF), and 4.82 acres of floodway impacts, 0.10 of an acre of temporary impacts to Palustrine Emergent (PEM) and Palustrine Forested (PFO) wetlands and 0.15 of an acre of permanent impacts to PEM and PFO wetlands. No compensation is being proposed by the applicant the proposed permanent project impacts in Juniata County. The project impacts in this permit application are associated with a proposed transmission pipeline project extending approximately 306 miles and 255 miles in Pennsylvania between Houston Borough, Washington County, PA and Marcus Hook Borough, Delaware County, PA.

For more detailed information regarding the Juniata County Chapter 105 permit application related to this project, which is available in the DEP regional office, please contact Scott Williamson, 717.705.4802, to request a file review.

E36-945, Sunoco Pipeline, L.P. (SPLP), 535 Fritztown Road, Sinking Spring, PA 19608. Mariner East II/Pennsylvania Pipeline Project, in Clay and West Cocalico Townships, **Lancaster County**, ACOE Baltimore District. The project starts at Clay Township, PA Quadrangle Womelsdorf N: 40°, 17', 8"; W: 76°, 13', 44" and ends at West Cocalico Township, PA Quadrangle Sinking Spring N: 40°, 17', 7"; W: 76°, 6', 13".

The project consists of the installation and maintenance of approximately 7.5 miles of 20-inch pipeline and a 16-inch pipeline and appurtenant structures to convey natural gas liquid. The following listed temporary and permanent impacts include both disturbances and direct and indirect impacts to watercourse, wetland, floodplain, and floodway resources, of which direct and indirect impacts will be compensated through site restoration or additional compensation as identified. The project impacts in Lancaster County include a total of 35 linear feet of temporary impacts to an unnamed tributary to Cocalico Creek (HQ-WWF), an unnamed tributary to Cocalico Creek (WWF), a total of 776 linear feet of permanent impacts to Cocalico Creek (HQ-WWF), 8 unnamed tributaries to Cocalico Creek (HQ-WWF), 2 unnamed tributaries to Cocalico Creek (WWF), Harnish Run (WWF), 2 unnamed tributaries to Harnish Run (WWF), 2 unnamed tributaries to Little Cocalico Creek (TSF), and 1.985 acre of permanent floodway impacts, 0.562 acre of temporary floodway impacts, 0.209 acre of temporary impacts to Palustrine Emergent (PEM) wetlands and 1.341 acre of permanent impacts to Palustrine Forested (PFO) and PEM wetlands. No compensation is being proposed by the applicant for the proposed permanent project impacts in Lancaster County. The project impacts in this permit application are associated with a proposed transmission pipeline project extending approximately 306 miles and 255 miles in Pennsylvania between Houston Borough, Washington County, PA and Marcus Hook Borough, Delaware County, PA.

For more detailed information regarding the Lancaster County Chapter 105 permit application related to this project, which is available in the DEP regional office, please contact Scott Williamson, 717.705.4802, to request a file review.

E38-194, Sunoco Pipeline, L.P. (SPLP), 535 Fritztown Road, Sinking Spring, PA 19608. Mariner East II/Pennsylvania Pipeline Project in Cornwall Borough, South Londonderry, South Annville, South Lebanon, West Cornwall, and Heidelberg Townships, **Lebanon County**, U.S. ACOE Baltimore District. The project starts at South Londonderry Township, PA Quadrangle Palmyra N: 40°, 15', 13"; W: 76°, 35', 30" and ends at Heidelberg Township, PA Quadrangle Richland N: 40°, 17', 8"; W: 76°, 13', 44".

The project consists of the installation and maintenance of approximately 19.7 miles of 20-inch pipeline and a 16-inch pipeline and appurtenant structures to convey natural gas liquid. The following listed temporary and permanent impacts include both disturbances and direct and indirect impacts to watercourse, wetland, floodplain, and floodway resources, of which direct and indirect impacts will be compensated through site restoration or additional compensation as identified below. The project impacts in Lebanon County include a total of 27 linear feet of temporary impacts to Hammer Creek (CWF), a total of 2,196 linear feet of permanent impacts to Gingrich Run (TSF), Bachman Run (TSF), Beck Creek (TSF), Snitz Creek (TSF), UNT to Quittapahilla Creek (TSF), 7 unnamed tributaries to Killinger Creek (TSF), Buckholder Run (TSF), 3 unnamed tributaries to Buckholder Run (TSF), 3 unnamed tributaries to Gingrich Run (TSF), 2 unnamed tributaries to Spring Creek (WWF), Middle Creek (WWF), an unnamed tributary to Middle Creek (WWF), Hammer Creek (CWF), and 4 unnamed tributaries to Hammer Creek (CWF), and 4.561 acres of permanent floodway impacts, 1.978 acre of temporary floodway impacts, 0.02 acre of temporary impacts to Palustrine Emergent (PEM) wetlands and 1.138 acre of permanent impacts to PEM and Palustrine Forested (PFO) wetlands. To compensate for the proposed permanent project impacts in Lebanon County, the applicant is proposing the enhancement of 0.58 acre of an existing PEM wetland with tree plantings to create PFO replacement wetlands. The project impacts in this permit application are associated with a proposed transmission pipeline project extending approximately 306 miles and 255 miles in Pennsylvania between Houston Borough, Washington County, PA and Marcus Hook Borough, Delaware County, PA.

For more detailed information regarding the Lebanon County Chapter 105 permit application related to this project, which is available in the DEP regional office, please contact Scott Williamson, 717.705.4802, to request a file review.

E50-258, Sunoco Pipeline, L.P. (SPLP), 535 Fritztown Road, Sinking Spring, PA 19608. Mariner East II/Pennsylvania Pipeline Project, in Toboyne and Jackson Townships, **Perry County**, ACOE Baltimore District. The project starts at Toboyne Township, PA Quadrangle Blairs Mill N: 40°, 17', 45"; W: 77°, 39', 55" and ends at Jackson Township, PA Quadrangle Andersonburg N: 40°, 15', 24"; W: 77°, 28', 11".

The project consists of the installation and maintenance of approximately 10.4 miles of 20-inch pipeline and a 16-inch pipeline and appurtenant structures to convey natural gas liquid. The following listed temporary and permanent impacts include both disturbances and direct

and indirect impacts to watercourse, wetland, floodplain, and floodway resources, of which direct and indirect impacts will be compensated through site restoration or additional compensation as identified below. The project impacts in Perry County include a total of 245 linear feet of temporary impacts to Horse Valley Run (HQ-CWF), 2 unnamed tributaries to Horse Valley Run (HQ-CWF), 2 unnamed tributaries to Shermans Creek (HQ-CWF), an unnamed tributary to Laurel Run (HQ-CWF), 3 unnamed tributaries to Schaeffer Run (HQ-CWF), a total of 1,528 linear feet of permanent impacts to Laurel Run (EV), Bull Run (HQ-CWF), Horse Valley Run (HQ-CWF), Schultz Creek (HQ-CWF), South Branch Laurel Run (HQ-CWF), an unnamed tributary to Horse Valley Run (HQ-CWF), an unnamed tributary to Laurel Run (EV), 4 unnamed tributaries to Laurel Run (HQ-CWF), 3 unnamed tributaries to Schaeffer Run (HQ-CWF), 4 unnamed tributaries Schultz Creek (HQ-CWF), 5 unnamed tributaries Sherman Creek (HQ-CWF), an unnamed tributary to South Branch Laurel Run (HQ-CWF) and Schaeffer Run (HQ-CWF), and 3.958 acres of permanent floodway impacts, 2.305 acres of temporary floodway impacts, 0.006 acre of temporary impacts to Palustrine Emergent (PEM) wetlands and 1.188 acre of permanent impacts to PEM, Palustrine Forested (PFO), and Palustrine Scrub-Shrub (PSS) wetlands. To compensate for the proposed permanent project impacts in Perry County, the applicant is proposing the enhancement of 0.58 acre of an existing PEM wetland with tree plantings to create PFO replacement wetlands. The project impacts in this permit application are associated with a proposed transmission pipeline project extending approximately 306 miles and 255 miles in Pennsylvania between Houston Borough, Washington County, PA and Marcus Hook Borough, Delaware County, PA.

For more detailed information regarding the Perry County Chapter 105 permit application related to this project, which is available in the DEP regional office, please contact Scott Williamson, 717.705.4802, to request a file review.

Southwest Region: Waterway and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222, Rita A. Coleman, 412.442.4149.

E02-1718, Sunoco Pipeline, L.P. (SPLP), 535 Fritztown Road, Sinking Spring, PA 19608. Mariner East II/Pennsylvania Pipeline Project, in Elizabeth Township and Forward Township, **Allegheny County**, ACOE Pittsburgh District. The project starts at a crossing of the Monongahela River, approximately two miles downstream from the town of New Eagle, Pennsylvania (USGS Monongahela Quadrangle, Lat: 40° 13' 48", Long: -79° 48' 18"), and exiting the county approximately 0.25 mile north of the intersection of Salem Church Road and SR 136 (USGS Donora Quadrangle, Lat: 40° 13' 10", Long: -79° 48' 18").

The project consists of the installation and maintenance of approximately 9.1 miles of a 20 inch diameter pipeline and appurtenant structures to convey natural gas liquid. The following listed temporary and permanent impacts include both disturbances and direct and indirect impacts to watercourse, wetland, floodplain, and floodway resources, of which direct and indirect impacts will be compensated through site restoration or additional compensation as identified. The project impacts in Allegheny County include a total of 33 linear feet of temporary impacts to UNT's to UNT to Perry Mill Run (WWF), a total of 1,507 linear feet of permanent impacts to UNT's to Bunola Run (WWF), Monongahela River (WWF), Kelly

Run (WWF), UNT's to Sunfish Run (WWF), Sunfish Run (WWF), UNT's to Becketts Run (WWF), UNT to Gillespie Run (WWF), Long Hollow (WWF), UNT's to Pollock Run (WWF), Bunola Run (WWF), Perry Mill Run (WWF), and UNT's to Perry Mill Run (WWF) and 3.537 acres of floodway impacts, 0 acre of temporary impacts to PEM and PSS wetland(s) and 0.361 acre of permanent impacts to PEM, PSS, and PFO wetland(s). No compensation is being proposed by the applicant for the proposed permanent project impacts in Allegheny County. The project impacts in this permit application are associated with a proposed transmission pipeline project extending approximately 306 miles in Pennsylvania between Chartiers Township, Washington County, PA and Marcus Hook Borough, Delaware County, PA.

For more detailed information regarding the Allegheny County Chapter 105 permit application related to this project, which is available in the DEP Regional office, please contact Rita A. Coleman (412) 442-4149 to request a file review.

E32-508, Sunoco Pipeline, L.P. (SPLP), 535 Fritztown Road, Sinking Spring, PA 19608. Mariner East II/Pennsylvania Pipeline Project, in Burrell Township, West Wheatfield Township, and East Wheatfield Township, **Indiana County**, ACOE Pittsburgh District. The project starts approximately at a crossing of the Conemaugh River, approximately two miles downstream from U.S. 119N (USGS Blairsville Quadrangle, Lat: 40° 26' 43", Long: -79° 18' 00"), and exit the county approximately one mile to the northeast of Findley Run Reservoir (USGS Vintondale Quadrangle, Lat: 40° 25' 46" Long: -78° 57' 16").

The project consists of the installation and maintenance of approximately 18.8 miles of a 20 inch diameter pipeline and a 16 inch diameter pipeline and appurtenant structures to convey natural gas liquid. The following listed temporary and permanent impacts include both disturbances and direct and indirect impacts to watercourse, wetland, floodplain, and floodway resources, of which direct and indirect impacts will be compensated through site restoration or additional compensation as identified. The project impacts in Indiana County include a total of 221 linear feet of temporary impacts to UNT's to UNT to Conemaugh River (CWF), UNT to Blacklick Creek (CWF), West Branch Richards Run (CWF), UNT's to West Branch Richards Run (CWF), Findley Run (HQ-CWF), UNT to Findley Run (HQ-CWF), UNT to Roaring Run (CWF), a total of 4,393 linear feet of permanent impacts to UNT's to UNT's to Conemaugh River (TSF, CWF, WWF), Conemaugh River (WWF), UNT's to Blacklick Creek (CWF), UNT's to East Branch Richards Run (CWF), West Branch Richards Run (CWF), UNT's to West Branch Richards Run (CWF), Toms Run (CWF), UNT's to Toms Run (CWF), Findley Run (HQ-CWF), UNT's to Findley Run (HQ-CWF), UNT's to Hedges Lakes (CWF), UNT's to Roaring Run (CWF), and 11.56 acres of floodway impacts, 0.269 acre of temporary impacts to PEM and PSS wetland(s) and 1.151 acre of permanent impacts to PEM, PSS, PUB, and PFO wetland(s). No compensation is being proposed by the applicant for the proposed permanent project impacts in Indiana County. The project impacts in this permit application are associated with a proposed transmission pipeline project extending approximately 306 miles in Pennsylvania between Chartiers Township, Washington County, PA and Marcus Hook Borough, Delaware County, PA.

For more detailed information regarding the Indiana County Chapter 105 permit application related to this

project, which is available in the DEP Regional office, please contact Rita A. Coleman (412) 442-4149 to request a file review.

E63-674, Sunoco Pipeline, L.P. (SPLP), 535 Fritztown Road, Sinking Spring, PA 19608. Mariner East II/Pennsylvania Pipeline Project, in Chartiers Township, North Strabane Township, Nottingham Township, and Union Township, **Washington County**, ACOE Pittsburgh District. The project starts approximately at a point located approximately 2,000 feet west of the intersection of Ulloa Road and S.R. 519 (USGS Midway Quadrangle, Lat: 40° 15' 41", Long: -80° 16' 01"), and exiting the county at a crossing of the Monongahela River, approximately two miles downstream from the town of New Eagle, Pennsylvania (USGS Hackett Quadrangle, Lat: 40° 13' 48", Long: -79° 58' 15").

The project consists of the installation and maintenance of approximately 19.1 miles of a 20 in diameter pipeline and appurtenant structures to convey natural gas liquid. The following listed temporary and permanent impacts include both disturbances and direct and indirect impacts to watercourse, wetland, floodplain, and floodway resources, of which direct and indirect impacts will be compensated through site restoration or additional compensation as identified. The project impacts in Washington County include a total of 213 linear feet of temporary impacts to Chartiers Run (WWF), UNT's to Mingo Creek (HQ-TSF), a total of 2,457 linear feet of permanent impacts to Chartiers Run (WWF), UNT's to Chartiers Run (WWF), Chartiers Creek (WWF), UNT's to Chartiers Creek (WWF), UNT's to Little Chartiers Creek (HQ-WWF), Little Chartiers Creek (HQ-WWF), UNT's to Mingo Creek (HQ-TSF), Froman Run (TSF), UNT's to Froman Run (TSF), UNT to Mingo Creek (TSF), Peters Creek (TSF), UNT's to Peters Creek (TSF), Westland Run (WWF), UNT to Westland Run (WWF) and 6.897 acres of floodway impacts, 0.143 acre of temporary impacts to PEM wetland(s) and 0.431 acre of permanent impacts to PEM wetland(s). No compensation is being proposed by the applicant for the proposed permanent project impacts in Washington County. The project impacts in this permit application are associated with a proposed transmission pipeline project extending approximately 306 miles in Pennsylvania between Chartiers Township, Washington County, PA and Marcus Hook Borough, Delaware County, PA.

For more detailed information regarding the Washington County Chapter 105 permit application related to this project, which is available in the DEP Regional office, please contact Rita A. Coleman (412) 442-4149 to request a file review.

E11-352, Sunoco Pipeline, L.P. (SPLP), 535 Fritztown Road, Sinking Spring, PA 19608. Mariner East II/Pennsylvania Pipeline Project, in Jackson Township, Cambria Township, Munster Township, Washington Township, and Cresson Township, **Cambria County**, ACOE Pittsburgh District. The project starts approximately two miles northeast of the intersection of SR 711 and SR 403 (USGS Vintondale Quadrangle, Latitude: 40° 25' 46", Longitude: -78° 57' 16") and exits the county approximately one mile north of the intersection of Mountain Road and Lily Mountain Road (USGS Cresson Quadrangle, Latitude: 40° 24' 30", Longitude: -78° 33' 25").

The project consists of the installation and maintenance of approximately 23.3 miles of a 20 inch diameter pipeline and a 16 inch diameter pipeline and appurtenant structures to convey natural gas liquid. The following listed

temporary and permanent impacts include both disturbances and direct and indirect impacts to watercourse, wetland, floodplain, and floodway resources, of which direct and indirect impacts will be compensated through site restoration or additional compensation as identified. The project impacts in Cambria County include a total of 305 linear feet of temporary impacts to UNT's to Findley Run (HQ-CWF), UNT to Stewart Run (HQ-CWF), UNT to Bear Rock Run (CWF), UNT to Howells Run (CWF), UNT to North Branch Little Conemaugh River (CWF), North Branch Little Conemaugh River (CWF), UNT to Hinckston Run (CWF), Roaring Run (CWF) and, UNT to Saltlick Run (HQ-CWF), a total of 5,895 linear feet of permanent impacts to UNT's to Findley Run (HQ-CWF), UNT's to Little Conemaugh River (CWF), UNT's to Stewart Run (HQ-CWF), Stewart Run (HQ-CWF), Little Conemaugh River (CWF), UNT's to Bear Rock Run (CWF), Blair Run (CWF-MF), UNT's to Blair Run (CWF-MF), UNT's to Burgoon Run (CWF), Burgoon Run (CWF), UNT's to Howells Run (CWF), UNT's to Noels Creek (HQ-CWF), UNT's to North Branch (CWF), UNT's to North Branch Little Conemaugh River (CWF), North Branch Little Conemaugh River (CWF), UNT's to Hinckston Run (CWF), Hinckston Run (CWF), UNT's to Laurel Run (HQ-CWF), Laurel Run (HQ-CWF), Roaring Run (CWF), UNT's to Roaring Run (CWF), UNT's to Saltlick Run (HQ-CWF), Saltlick Run (HQ-CWF), and 16.1 acre of floodway impacts, 1.193 acre of temporary impacts to PEM and PSS wetland(s) and 3.607 acres of permanent impacts to PEM, PSS, and PFO wetland(s). To compensate for the proposed permanent project impacts in Cambria County, the applicant is proposing the enhancement of 1.05 acre of an existing PEM wetland with tree plantings to create PFO replacement wetlands. The project impacts in this permit application are associated with a proposed transmission pipeline project extending approximately 306 miles in Pennsylvania between Chartiers Township, Washington County, PA and Marcus Hook Borough, Delaware County, PA.

For more detailed information regarding the Cambria County Chapter 105 permit application related to this project, which is available in the DEP regional office, please contact Rita A. Coleman (412) 442-4149 to request a file review.

E65-973, Sunoco Pipeline, L.P. (SPLP), 535 Fritztown Road, Sinking Spring, PA 19608. Mariner East II/Pennsylvania Pipeline Project, in Rostraver Township, South Huntingdon Township, Sewickley Township, Hempfield Township, City of Jeanette, Penn Township, Salem Township, Loyalhanna Township, Murrysburg Borough, and Derry Township, **Westmoreland County**, ACOE Pittsburgh District. The project starts approximately 1,500 feet northwest of the intersection of Salem Church Road and S.R. 136 (USGS Donora Quadrangle, Latitude: 40° 13' 10", Longitude: -79° 48' 18"), and exiting the county at a crossing of the Conemaugh River, approximately two miles downstream from U.S. 119N (USGS Blairsville Quadrangle, Latitude: 40° 26' 43", Longitude: -79° 18' 00").

The project consists of the installation and maintenance of approximately 38.3 miles of a 20 inch diameter pipeline and a 16 inch diameter pipeline and appurtenant structures to convey natural gas liquid. The following listed temporary and permanent impacts include both disturbances and direct and indirect impacts to watercourse, wetland, floodplain, and floodway resources, of which direct and indirect impacts will be compensated through site restoration or additional compensation as identified. The project impacts in Westmoreland County include a

total of 881 linear feet of temporary impacts to UNT's to Youghiogheny River (WWF-MF), UNT's to Little Sewickley Creek (TSF), Little Sewickley Creek (TSF), UNT's to Brush Creek (TSF), Brush Creek (TSF), UNT's to Sewickley Creek (WWF-MF), Sewickley Creek (WWF-MF), Beaver Run (HQ-CWF), UNT's to Beaver Run (HQ-CWF), UNT to Porters Run (HQ-CWF), Serviceberry Run (HQ-WWF), UNT's to Serviceberry Run (HQ-WWF), UNT's to Boatyard Run (CWF) a total of 6,802 linear feet of permanent impacts to Youghiogheny River (WWF-MF), UNT's to Youghiogheny River (WWF) (TSF-MF), UNT's to Pollock Run (WWF-MF), Pollock Run (WWF-MF), UNT's to Kelly Run (WWF-MF), UNT's to Little Sewickley Creek (TSF), Little Sewickley Creek (TSF), UNT's to Brush Creek (TSF), Brush Creek (TSF), UNT's to Bushy Run (TSF), Bushy Run (TSF), UNT's to Turtle Creek (TSF), Turtle Creek (TSF), UNT's to Sewickley Creek (WWF-MF), Sewickley Creek (WWF-MF), Beaver Run (HQ-CWF), UNT's to Beaver Run (HQ-CWF), UNT's to Loyalhanna Creek (WWF), UNT to Porters Run (HQ-CWF), Porters Run (HQ-CWF), UNT's to Conemaugh River (WWF) (CWF), Spruce Run (HQ-CWF), UNT's to Spruce Run (HQ-CWF), Serviceberry Run (HQ-WWF), UNT's to Serviceberry Run (HQ-WWF), Boatyard Run (CWF), UNT's to Boatyard Run (CWF) and 16.439 acres of floodway impacts, 0.793 acre of temporary impacts to PEM and PSS wetland(s) and 2.755 acres of permanent impacts to PEM, PSS, PUB, and PFO wetland(s). To compensate for the proposed permanent project impacts in Westmoreland County, the applicant is proposing the enhancement of 1.05 acre of an existing PEM wetland with tree plantings to create PFO replacement wetlands. The project impacts in this permit application are associated with a proposed transmission pipeline project extending approximately 306 miles in Pennsylvania between Chartiers Township, Washington County, PA and Marcus Hook Borough, Delaware County, PA.

For more detailed information regarding the Westmoreland County Chapter 105 permit application related to this project, which is available in the DEP regional office, please contact Rita A. Coleman (412) 442-4149 to request a file review.

Water Quality Certification under Section 401 of the Federal Clean Water Act for the PennEast Pipeline Project

Natural Gas Pipeline Project and Related Mitigation; FERC Doc. No. CP15-558-000; PADEP File No. WQ02-005

WQ02-005, PennEast Pipeline Company, LLC (Applicant), 1 Meridian Boulevard, Suite 2C01, Wyomissing, PA 19610, PennEast Pipeline Project (Project), in Dallas, Kingston, Jenkins, Plains and Bear Creek Townships, West Wyoming, Wyoming and Laflin Boroughs, **Luzerne County**, Kidder, Penn Forest, Towamensing and Lower Towamensing Townships, **Carbon County**, Lehigh, Moore, East Allen, Upper Nazareth, Lower Nazareth, Bethlehem, Lower Saucon, and Williams Townships, and Easton City, **Northampton County**, and Durham and Rieglesville Townships, **Bucks County**, Philadelphia and Baltimore District Corps of Engineers. The proposed project starts at a point at the Wyoming Pipeline Interconnect of the Energy Transfer Partners, L.P. pipeline (Kingston, PA Quadrangle N: 41°20'48.16", W: 75°56'43.42") and ends at a point under the Delaware River as it enters New Jersey (Rieglesville, PA Quadrangle N: 40°35'2.28", W: 75°11'35.43").

On September 24, 2015, Applicant filed an application with the Federal Energy Regulatory Commission (FERC)

under Section 7 of the Natural Gas Act (15 U.S.C.A. § 717f) seeking a Certificate of Public Convenience and Necessity to construct and operate its Project (FERC Docket No. CP 15-558-000). The FERC Environmental Assessment for the Project, when available, may be viewed on FERC's website at www.ferc.gov (search eLibrary; Docket Search; CP 15-558-000).

On February 9, 2016, Applicant requested a state water quality certification from the Pennsylvania Department of Environmental Protection (PADEP), as required by Section 401 of the Clean Water Act (33 U.S.C.A. § 1341), to ensure that the construction, operation and maintenance of the Project will protect water quality in Pennsylvania through compliance with State water quality standards and associated State law requirements, which are consistent with the requirements of the Clean Water Act.

The pipeline project is an approximate 78.2 mile long, 36-inch diameter pipeline for the purpose of transporting natural gas, beginning at a point at the Wyoming Pipeline Interconnect of the Energy Transfer Partners, L.P. pipeline (Kingston, PA Quadrangle N: 41°20'48.16", W: 75°56'43.42") crossing Dallas, Kingston, Jenkins, Plains and Bear Creek Townships, West Wyoming, Wyoming and Laflin Boroughs, Luzerne County; Kidder, Penn Forest, Towamensing and Lower Towamensing Townships, Carbon County; Lehigh, Moore, East Allen, Upper Nazareth, Lower Nazareth, Bethlehem, Lower Saucon, and Williams Townships, and Easton City, Northampton County; and Durham and Rieglesville Townships, Bucks County, ending at a point under the Delaware River as it enters New Jersey (Rieglesville, PA Quadrangle N: 40°35'2.28", W: 75°11'35.43"). The project includes an approximate 2.1-mile-long lateral, known as the Hellertown lateral consisting of 24-inch pipeline located in Lower Saucon Township, Northampton County and will serve as an interconnect with Columbia Gas Transmission, LLC and UGI Utilities, Inc. The project will require 1,646.2 acres for temporary workspace and permanent easement, 67.3 acres of floodway impacts, 22.45 acres of wetland impacts with 7.43 acres of scrub shrub and forested wetland conversion to emergent wetlands and 17,905 linear feet of stream impacts. The project will also include pig launcher and receiver facilities, meter stations, compressor stations, mainline valves, access roads and contractor yards.

PADEP published notice of its proposed state water quality certification in 46 Pa.B. 2428 (May 14, 2016) and 46 Pa.B. 5591 (August 27, 2016) and received comments from the public. PADEP has reviewed the comments received.

PADEP certifies that the construction, operation and maintenance of the Project will not violate applicable State water quality standards set forth in 25 Pa. Code Chapters 16, 93, and 105, provided that the construction, operation, and maintenance of the Project complies with the following conditions of this certification, including the criteria and conditions of the following permits:

1. *Discharge Permit*—PennEast Pipeline Company, LLC shall obtain and comply with a PADEP National Pollutant Discharge Elimination System (NPDES) permit for the discharge of water from the hydrostatic testing of the pipeline pursuant to Pennsylvania's Clean Streams Law (35 P.S. §§ 691.1—691.1001) and all applicable implementing regulations (25 Pa. Code Chapter 92a).

2. *Erosion and Sediment Control Permit*—PennEast Pipeline Company, LLC shall obtain and comply with PADEP's Chapter 102 Erosion and Sediment Control General Permit for Earth Disturbance Associated with Oil

and Gas Exploration, Production, Processing or Treatment issued pursuant to Pennsylvania's Clean Streams Law and Storm Water Management Act (32 P.S. §§ 680.1—680.17) and all applicable implementing regulations (25 Pa. Code Chapter 102).

3. *Water Obstruction and Encroachment Permits*—PennEast Pipeline Company, LLC shall obtain and comply with a PADEP Chapter 105 Water Obstruction and Encroachment Permit for the construction, operation and maintenance of all water obstructions and encroachments associated with the project pursuant to Pennsylvania's Clean Streams Law, Dam Safety and Encroachments Act (32 P.S. §§ 673.1—693.27), and Flood Plain Management Act (32 P.S. §§ 679.101—679.601.) and all applicable implementing regulations (25 Pa. Code Chapter 105).

4. *Water Quality Monitoring*—PADEP retains the right to specify additional studies or monitoring to ensure that the receiving water quality is not adversely impacted by any operational and construction process that may be employed by PennEast Pipeline Company, LLC.

5. *Operation*—For each Project under this certification, PennEast Pipeline Company, LLC shall at all times properly operate and maintain all Project facilities and systems of treatment and control (and related appurtenances) which are installed to achieve compliance with the terms and conditions of this Certification and all required permits. Proper operation and maintenance includes adequate laboratory controls, appropriate quality assurance procedures, and the operation of backup or auxiliary facilities or similar systems installed by PennEast Pipeline Company, LLC.

6. *Inspection*—The Project, including all relevant records, are subject to inspection at reasonable hours and intervals by an authorized representative of PADEP to determine compliance with this Certification, including all required permits, and Pennsylvania's Water Quality Standards. A copy of this Certification shall be available for inspection by the PADEP during such inspections of the Project.

7. *Transfer of Project*—If PennEast Pipeline Company, LLC intends to transfer any legal or equitable interest in the Project which is affected by this Certification, PennEast Pipeline Company, LLC shall serve a copy of this Certification upon the prospective transferee of the legal and equitable interest at least thirty (30) days prior to the contemplated transfer and shall simultaneously inform the PADEP Regional Office of such intent. Notice to PADEP shall include a transfer agreement signed by the existing and new owner containing a specific date for transfer of Certification responsibility, coverage, and liability between them.

8. *Correspondence*—All correspondence with and submittals to PADEP concerning this Certification shall be addressed to the Department of Environmental Protection, Northeast Regional Office, Waterways and Wetlands Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

9. *Reservation of Rights*—PADEP may suspend or revoke this Certification if it determines that PennEast Pipeline Company, LLC has not complied with the terms and conditions of this Certification. PADEP may require additional measures to achieve compliance with applicable law, subject to PennEast Pipeline Company, LLC's applicable procedural and substantive rights.

10. *Other Laws*—Nothing in this Certification shall be construed to preclude the institution of any legal action or relieve PennEast Pipeline Company, LLC from any re-

sponsibilities, liabilities, or penalties established pursuant to any applicable Federal or State law or regulation.

11. *Severability*—The provisions of this Certification are severable and should any provision of this Certification be declared invalid or unenforceable, the remainder of the Certification shall not be affected thereby.

Any person aggrieved by this action may file a petition for review pursuant to Section 19(d) of the Federal Natural Gas Act, 15 U.S.C.A. § 717r(d), with the Office of the Clerk, United States Court of Appeals for the Third Circuit, 21400 U.S. Courthouse, 601 Market Street, Philadelphia, PA 19106-1790 within 30 days of publication of this notice, or within 30 days of receipt of written notice of this action, whichever occurs first. Important legal rights are at stake, so you should show this document to a lawyer at once.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335.

ESCGP-2 # ESX10-083-0019A—MROC Headwater Impoundment Renewal

Applicant Triana Energy, LLC
Contact Walter C. Showen, III
Address 900 Virginia Street East
City Charleston State WV Zip Code 25301
County McKean Township(s) Lafayette
Receiving Stream(s) and Classification(s) Droney Run, Minard Run, UNT of Railroad Run EV, East Branch of Tunungwant Creek HQ-CWF

ESCGP-2 # ESX11-047-0026—HM 7 WT 3237 PAT—Renewal

Applicant Hunt Marcellus Operating Company
Contact Kurt Lewis
Address 2144 Buena Vista Highway
City Wilcox State PA Zip Code 15870
County Elk Township(s) Jones
Receiving Stream(s) and Classification(s) Wolf Run, Little Wolf Run and SlideRun

Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

ESCGP-2 # ESX29-117-17-0001

Applicant Name SWEPI LP
Contact Person Jason Shoemaker
Address 150 N Dairy Ashford, E1296-E
City, State, Zip Houston, TX 77079
County Tioga
Township(s) Jackson
Receiving Stream(s) and Classification(s) Hammond Ck (CWF)

ESCGP-2 # ESX29-117-17-0002

Applicant Name SWEPI LP
Contact Person Jason Shoemaker
Address 150 N Dairy Ashford, E1296-E
City, State, Zip Houston, TX 77079
County Tioga
Township(s) Richmond
Receiving Stream(s) and Classification(s) North Elk Run (CWF)

ESCGP-2 # ESX12-117-0019(01)

Applicant Name SWEPI LP
Contact Person Jason Shoemaker
Address 150 N Dairy Ashford, E1296-E
City, State, Zip Houston, TX 77079
County Tioga
Township(s) Shippen
Receiving Stream(s) and Classification(s) Darling Run (HQ-CWF)

ESCGP-2 # ESG29-081-16-0036

Applicant Name Range Resources—Appalachia LLC
Contact Person Christopher Waddell
Address 80 Health Dr
City, State, Zip Lock Haven, PA 17745
County Lycoming
Township(s) Cogan House
Receiving Stream(s) and Classification(s) Little Gap Run (HQ-CWF); Hoagland Run (HQ-CWF)
Secondary—Hoagland Run (HQ-CWF); Lycoming Ck (EV)

ESCGP-2 # ESG29-115-15-0032

Applicant Name Williams Field Services Co LLC
Contact Person Lauren Miladinovich
Address Park Place Corporate Ctr 2, 2000 Commerce Dr
City, State, Zip Pittsburgh, PA 15275-1026
County Susquehanna
Township(s) Brooklyn, Harford, and Lenox
Receiving Stream(s) and Classification(s) Martins Ck (CWF-MF) and tributaries thereto; Millard Ck (CWF-MF) and tributaries thereto; and Tower Branch (CWF-MF) and tributaries thereto

ESCGP-2 # ESX12-117-0030(01)

Applicant Name SWEPI LP
Contact Person Jason Shoemaker
Address 150 N Dairy Ashford, E1296-E
City, State, Zip Houston, TX 77079
County Tioga
Township(s) Charleston
Receiving Stream(s) and Classification(s) Catlin Hollow (TSF)

ESCGP-2 # ESX29-117-17-0004

Applicant Name SWEPI LP
Contact Person Jason Shoemaker
Address 150 N Dairy Ashford, E1296-E
City, State, Zip Houston, TX 77079
County Tioga

Township(s) Chatham
Receiving Stream(s) and Classification(s) Crooked Creek (WWF)

Southwest District: Oil & Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.

ESCGP-2 # ESG15-059-0012 Major Modification
Applicant Name Rice Poseidon Midstream, LLC
Contact Person Kyle Shirey
Address 2200 Rice Drive
City, State, Zip Canonsburg, PA 15317
County Greene County
Township(s) Center Township
Receiving Stream(s) and Classification(s) UNTs to Claylick Run (HQ-WWF)
Secondary: Claylick Run

ESCGP-2 # ESG16-059-0013
Applicant Name Cone Midstream Partners LP
Contact Person Carol Phillips
Address 1000 Consol Energy Drive
City, State, Zip Canonsburg, PA 15317
County Greene County
Township(s) Morris Township
Receiving Stream(s) and Classification(s) UNT to Bates Fork (HQ-WWF)
Secondary: Bates Fork

Southwest Regional Office: Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222, 412-442-4000.

The following Erosion and Sediment Control permit has been issued by the Department under the authority of The Clean Streams Law and 25 Pa. Code Chapter 102:

E&S Permit No.: ESG0500015001
Project Name: Mariner East II/Pennsylvania Pipeline Project

Applicant Name: Sunoco Pipeline, L.P.
Contact Person: Matthew L. Gordon
Address: 535 Fritztown Road
City, State, Zip: Sinking Spring, PA 19608

Project Locations:

Chartiers Township, Washington County
North Strabane Township, Washington County
Nottingham Township, Washington County
Union Township, Washington County
Forward Township, Allegheny County
Elizabeth Township, Allegheny County
Rostraver Township, Westmoreland County
South Huntington Township, Westmoreland County
Sewickley Township, Westmoreland County
Hempfield Township, Westmoreland County
City of Jeanette, Westmoreland County
Penn Township, Westmoreland County
Murrysville, Westmoreland County
Salem Township, Westmoreland County
Loyalhanna, Westmoreland County
Derry Township, Westmoreland County
Burrell Township, Indiana County
West Wheatfield, Indiana County
East Wheatfield, Indiana County
Jackson Township, Cambria County
Cambria Township, Cambria County
Munster Township, Cambria County
Cresson Township, Cambria County
Washington Township, Cambria County

Receiving Streams and Classifications:

Watershed: Chartiers Run, WWF
Watershed: UNT to Chartiers Run (4), WWF

Watershed: Westland Run, WWF
Watershed: Chartiers Creek, WWF
Watershed: UNT to Chartiers Creek, WWF
Watershed: UNT to Chartiers Creek (3), WWF
Watershed: Little Chartiers Creek, WWF-HQ
Watershed: UNT to Little Chartiers Creek, WWF-HQ
Watershed: UNT to Peters Creek (6), TSF
Watershed: Peters Creek, TSF
Watershed: UNT to Mingo Creek (9), TSF-HQ
Watershed: UNT to Mingo Creek (3), TSF-HQ
Watershed: Froman Run, TSF
Watershed: UNT to Froman Run (3), TSF
Watershed: Monongahela River, WWF
Watershed: Monongahela River, WWF
Watershed: UNT to Bunola Run (4), WWF
Watershed: Bunola Run, WWF
Watershed: Kelly Run, WWF
Watershed: UNT to Kelly Run, WWF
Watershed: UNT to Perry Mill Run, WWF
Watershed: Perry Mill Run, WWF
Watershed: Sunfish Run, WWF
Watershed: UNT to Sunfish Run (5), WWF
Watershed: UNT to Becketts Run (8), WWF
Watershed: UNT to Gillespie Run (3), WWF
Watershed: Long Hollow, WWF
Watershed: UNT to Pollock Run (2), WWF
Watershed: UNT to Pollock Run (2), WWF
Watershed: Pollock Run, WWF
Watershed: Youghiogheny River, WWF
Watershed: Youghiogheny River, WWF
Watershed: UNT to Sewickley Creek (2), WWF
Watershed: Sewickley Creek, WWF
Watershed: UNT to Sewickley Creek (3), WWF
Watershed: UNT to Kellys Run, WWF
Watershed: Little Sewickley Creek, TSF
Watershed: UNT to Little Sewickley Creek, TSF
Watershed: Little Sewickley Creek, TSF
Watershed: UNT to Little Sewickley Creek (15), TSF
Watershed: UNT to Brush Creek (6), TSF
Watershed: Brush Creek, TSF
Watershed: UNT to Brush Creek, TSF
Watershed: UNT to Bushy Run, TSF
Watershed: Bushy Run, TSF
Watershed: UNT to Turtle Creek (2), TSF
Watershed: UNT to Turtle Creek (3), TSF
Watershed: Turtle Creek, TSF
Watershed: Thorn Run, CWF-HQ
Watershed: UNT to Beaver Run (19), CWF-HQ
Watershed: Beaver Run, CWF-HQ
Watershed: UNT to Porters Run (12), CWF-HQ
Watershed: Porters Run, CWF-HQ
Watershed: UNT to Loyalhanna Creek (12), CWF-HQ
Watershed: UNT to Serviceberry Run (2), WWF-HQ
Watershed: UNT to Serviceberry Run (4), WWF-HQ
Watershed: Serviceberry Run, WWF-HQ
Watershed: UNT to Loyalhanna Lake (2), WWF-HQ
Watershed: UNT to Loyalhanna Creek (8), WWF
Watershed: Loyalhanna Creek, WWF
Watershed: UNT to Boatyard Run (8), CWF
Watershed: Boatyard Run, CWF
Watershed: UNT to Boatyard Run (12), CWF
Watershed: UNT to Spruce Run (6), CWF-HQ
Watershed: Spruce Run, CWF-HQ
Watershed: UNT to Conemaugh River, CWF
Watershed: Conemaugh River, WWF
Watershed: Conemaugh River, WWF
Watershed: UNT to Conemaugh River (5), CWF
Watershed: UNT to Blacklick Creek (21), CWF
Watershed: UNT to Toms Run (9), CWF-TSF
Watershed: Toms Run, CWF-TSF

Watershed: UNT to Roaring Run (6), CWF
 Watershed: Roaring Run, CWF
 Watershed: UNT to Conemaugh River (2), CWF
 Watershed: West Branch Richards Run, CWF
 Watershed: UNT to West Branch Richards Run (4), CWF
 Watershed: UNT to East Branch Richards Run (7), CWF
 Watershed: East Branch Richards Run, CWF
 Watershed: UNT to Conemaugh River (31), CWF
 Watershed: UNT to Findley Run (15), CWF-HQ
 Watershed: Findley Run, CWF-HQ
 Watershed: UNT to Findley Run (10), CWF-HQ
 Watershed: UNT to Laurel Run (10), CWF-HQ
 Watershed: Laurel Run, CWF-HQ
 Watershed: Hinckston Run, CWF
 Watershed: UNT to Hinckston Run (10), CWF
 Watershed: UNT to Saltlick Run (24), CWF-HQ
 Watershed: Saltlick Run, CWF-HQ
 Watershed: Stewart Run, CWF-HQ
 Watershed: UNT to Stewart Run (7), CWF-HQ
 Watershed: UNT to Roaring Run (8), CWF
 Watershed: Roaring Run, CWF
 Watershed: Howells Run, CWF
 Watershed: UNT to Howells Run (20), CWF
 Watershed: Sanders Run, CWF
 Watershed: UNT to North Branch Little Conemaugh River (13), CWF
 Watershed: North Branch Little Conemaugh River, CWF
 Watershed: UNT to Noels Creek (19), CWF-HQ
 Watershed: Noels Creek, CWF-HQ
 Watershed: UNT to Little Conemaugh River (15), CWF
 Watershed: Little Conemaugh River, CWF
 Watershed: Burgoon Run, CWF
 Watershed: UNT to Burgoon Run (5), CWF
 Watershed: UNT to Bear Rock Run (9), CWF
 Watershed: UNT to Bear Rock Run, CWF
 Watershed: UNT to Blair Run (3), CWF

The Department received a Notice of Intent (NOI) for coverage under the Department's ESCGP-2 general permit for this project. The Department published notice at 46 Pa.B. 4892 (August 6, 2016) that the NOI was under technical review. The Permit Number assigned to the NOI at that time was ESG0500015001. A 30-day public comment period was provided, which ended on September 6, 2016. Following the comment period, the Department determined that stormwater discharges associated with the proposed earth disturbances would be more appropriately controlled through an individual E&S permit, and the NOI and supporting materials that were submitted by the applicant were adequate to prepare an individual E&S permit.

Southeast Regional Office: Waterways and Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401, 484-250-5160.

The following Erosion and Sediment Control permit has been issued by the Department under the authority of The Clean Streams Law and 25 Pa. Code Chapter 102:

E&S Permit No.: ESG0100015001
 Project Name: Mariner East II/Pennsylvania Pipeline Project
 Applicant Name: Sunoco Pipeline, L.P.
 Contact Person: Matthew Gordon
 Address: 535 Fritztown Road
 City, State, Zip: Sinking Spring, PA 19608
 Project Locations:
 West Nantmeal Township, Chester County
 East Nantmeal Township, Chester County
 Wallace Township, Chester County

Upper Uwchlan Township, Chester County
 Uwchlan Township, Chester County
 West Whiteland Township, Chester County
 East Whiteland Township, Chester County
 West Goshen Township, Chester County
 East Goshen Township, Chester County
 Westtown Township, Chester County
 Thornbury Township, Delaware County
 Edgmont Township, Delaware County
 Middletown Township, Delaware County
 Aston Township, Delaware County
 Brookhaven Borough, Delaware County
 Chester Township, Delaware County
 Upper Chichester Township, Delaware County

Receiving Streams and Classifications:

Chester County:

Black Horse Creek and unnamed tributaries (HQ-TSF, MF)

East Branch Chester Creek and unnamed tributaries (TSF, MF)

Marsh Creek and unnamed tributaries (HQ-TSF, MF)

Shamona Creek and unnamed tributaries (HQ-TSF, MF)

South Branch French Creek and unnamed tributaries (EV, MF)

Valley Creek and unnamed tributaries (CWF, MF)

unnamed tributaries to School House Run (HQ-TSF, MF)

unnamed tributary to Ridley Creek (HQ-TSF, MF)

Delaware County:

Chester Creek and unnamed tributaries (TSF, MF)

Chrome Run (TSF)

Crum Run and unnamed tributary (TSF)

Rocky Run (HQ-CWF)

The Department received a Notice of Intent (NOI) for coverage under the Department's ESCGP-2 general permit for this project. The Department published notice at 46 Pa.B. 4892 (August 6, 2016) that the NOI was under technical review. The Permit Number assigned to the NOI at that time was ESG0100015001. A 30-day public comment period was provided, which ended on September 6, 2016. Following the comment period, the Department determined that stormwater discharges associated with the proposed earth disturbances would be more appropriately controlled through an individual E&S permit, and the NOI and supporting materials that were submitted by the applicant were adequate to prepare an individual E&S permit.

Southcentral Regional Office: Waterways and Wetlands Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, 717.705.4802.

The following Erosion and Sediment Control permit has been issued by the Department under the authority of The Clean Streams Law and 25 Pa. Code Chapter 102:

E&S Permit No.: ESG0300015002

Project Name: Mariner East II/Pennsylvania Pipeline Project

Applicant Name: Sunoco Pipeline, L.P.

Contact Person: Matthew Gordon

Address: 535 Fritztown Road

City, State, Zip: Sinking Spring, PA 19608

Project Locations:

Brecknock, Caernarvon, Cumru, Robeson, South
 Heidelberg and Spring Townships and New Morgan
 Borough, Berks County
 Allegheny, Blair, Frankstown, Juniata and Woodbury
 Townships, Blair County
 Lower Allen, Lower Frankford, Lower Mifflin, Middlesex,
 Monroe, North Middleton, Silver Spring, Upper Allen
 and Upper Frankford Townships, Cumberland County

Conewago, Derry, Londonderry and Lower Swatara Townships and Highspire and Middletown Boroughs, Dauphin County
 Penn, Shirley, Tell and Union Townships, Huntingdon County
 Lack Township, Juniata County
 Clay and West Cocalico Township, Lancaster County
 Heidelberg, South Annville, South Lebanon, South Londonderry and West Cornwall Townships and Cornwall Borough, Lebanon County
 Jackson and Toboyne Townships, Perry County
 Fairview Township, York County

Receiving Streams and Classifications:

5 UNTs to Blair Run, Designated Use CWF
 Blair Run, Designated Use CWF
 UNT to Poplar Run, Designated Use CWF
 Dry Run, Designated Use WWF
 20 UNTs to Dry Run, Designated Use WWF
 UNT to Blair Gap Run, Designated Use TSF
 3 UNTs to Beaverdam Branch, Designated Use WWF
 2 UNTs to Juniata River, Designated Use WWF
 17 UNTs to Frankstown Branch Juniata River, Designated Use WWF
 Frankstown Branch Juniata River, Designated Use WWF
 11 UNTs to Oldtown Run, Designated Use WWF
 Oldtown Run, Designated Use WWF
 8 UNTs to Robinson Run, Designated Use WWF
 22 UNTs to Juniata River, Designated Use WWF
 Juniata River, Designated Use WWF
 UNT to Piney Creek, Designated Use HQ-CWF
 Piney Creek, Designated Use HQ-CWF
 Clover Creek, Designated Use HQ-CWF
 37 UNTs to Raystown Branch Juniata River, Designated Use WWF
 James Creek, Designated Use WWF
 13 UNTs to James Creek, Designated Use WWF
 9 UNTs to Raystown Lake, Designated Use WWF
 7 UNTs to Little Trough Creek, Designated Use TSF
 Little Trough Creek, Designated Use TSF
 11 UNTs to Smith Run, Designated Use TSF
 Smith Run, Designated Use TSF
 9 UNTs to Hares Valley Creek, Designated Use TSF
 Hares Valley Creek, Designated Use TSF
 Scrub Run, Designated Use HQ-CWF
 UNT to Scrub Run, Designated Use HQ-CWF
 Singers Gap Run, Designated Use HQ-CWF
 UNT to Singers Gap Run, Designated Use HQ-CWF
 UNT to Hill Valley Creek, Designated Use HQ-CWF
 Hill Valley Creek, Designated Use HQ-CWF
 3 UNTs to Juniata River, Designated Use HQ-CWF
 8 UNTs to Aughwick Creek, Designated Use TSF
 Aughwick Creek, Designated Use TSF
 7 UNTs to Fort Run, Designated Use CWF
 Fort Run, Designated Use CWF
 6 UNTs to Blacklog Creek, Designated Use HQ-CWF
 Blacklog Creek, Designated Use HQ-CWF
 19 UNTs to George Creek, Designated Use CWF
 George Creek, Designated Use CWF
 7 UNTs to George Creek, Designated Use CWF
 George Creek, Designated Use CWF
 20 UNTs to Tuscarora Creek, Designated Use CWF
 Tuscarora Creek, Designated Use CWF
 Horse Valley Run, Designated Use HQ-CWF
 5 UNTs to Horse Valley Run, Designated Use HQ-CWF
 6 UNTs to Shermans Creek, Designated Use HQ-CWF
 Shermans Creek, Designated Use HQ-CWF
 4 UNTs to Shultz Creek, Designated Use HQ-CWF
 Shultz Creek, Designated Use HQ-CWF
 6 UNTs to Shaeffer Run, Designated Use HQ-CWF

Shaeffer Run, Designated Use HQ-CWF
 Bull Run, Designated Use HQ-CWF
 Laurel Run, Designated Use EV
 7 UNTs to Laurel Run, Designated Use HQ-CWF
 UNT to South Branch Laurel Run, Designated Use HQ-CWF
 South Branch Laurel Run, Designated Use HQ-CWF
 14 UNTs to Double Gap Creek, Designated Use HQ-CWF
 Doubling Gap Creek, Designated Use HQ-CWF
 Rock Run, Designated Use WWF
 UNT to Rock Run, Designated Use WWF
 64 UNTs to Conodoguinet Creek, Designated Use WWF
 5 UNTs to Blosser Creek, Designated Use WWF
 Blosser Creek, Designated Use WWF
 9 UNTs to Locust Creek, Designated Use WWF
 Locust Creek, Designated Use WWF
 9 UNTs to Opossum Creek, Designated Use HQ-TSF
 Opossum Creek, Designated Use HQ-TSF
 5 UNTs to Meetinghouse Run, Designated Use WWF
 Meetinghouse Run, Designated Use WWF
 Conodoguinet Creek, Designated Use WWF
 3 UNTs to Letort Spring Run, Designated Use CWF, Existing Use HQ-CWF
 Letort Spring Run, Designated Use CWF, Existing Use HQ-CWF
 Hogestown Run, Designated Use CWF
 Trindle Spring Run, Designated Use HQ-CWF
 UNT to Trindle Spring Run, Designated Use HQ-CWF
 13 UNTs to Yellow Breeches Creek, Designated Use CWF
 5 UNTs to Cedar Run, Designated Use CWF
 Yellow Breeches Creek, Designated Use CWF
 12 UNTs to Yellow Breeches Creek, Designated Use CWF
 8 UNTs to Marsh Run, Designated Use WWF
 11 UNTs to Susquehanna River, Designated Use WWF
 Susquehanna River, Designated Use WWF
 9 UNT to Lisa Lake, Designated Use WWF
 20 UNTs to Swatara Creek, Designated Use WWF
 Swatara Creek, Designated Use WWF
 17 UNTs to Iron Run, Designated Use WWF
 Iron Run, Designated Use WWF
 23 UNTs to Spring Creek, Designated Use WWF
 7 UNTs to Spring Creek, Designated Use WWF
 8 UNTs to Killinger Creek, Designated Use TSF
 5 UNTs to Buckholder Run, Designated Use TSF
 Buckholder Run, Designated Use TSF
 4 UNTs to Gingrich Run, Designated Use TSF
 Gingrich Run, Designated Use TSF
 Bachman Run, Designated Use TSF
 Beck Creek, Designated Use TSF
 Snitz Creek, Designated Use TSF
 UNT to Snitz Creek, Designated Use TSF
 UNT to Quittapahilla Creek, Designated Use TSF
 6 UNTs to Hammer Creek, Designated Use CWF
 Hammer Creek, Designated Use CWF
 Middle Creek, Designated Use WWF
 5 UNTs to Middle Creek, Designated Use WWF
 31 UNTs to Cocalico Creek, Designated Use HQ-WWF
 Cocalico Creek, Designated Use HQ-WWF
 Harnish Run, Designated Use WWF
 3 UNT to Harnish Run, Designated Use WWF
 9 UNTs to Little Cocalico Creek, Designated Use TSF
 8 UNTs to Cacoosing Creek, Designated Use CWF
 Cacoosing Creek, Designated Use CWF
 15 UNTs to Cacoosing Creek, Designated Use CWF
 Little Muddy Creek, Designated Use TSF
 13 UNTs to Wyomissing Creek, Designated Use HQ-CWF
 Wyomissing Creek, Designated Use HQ-CWF
 Allegheny Creek, Designated Use CWF
 19 UNTs to Allegheny Creek, Designated Use CWF

2 UNTs to Sleepy Hollow Run, Designated Use CWF, Existing Use HQ-CWF
 8 UNTs to Rock Run, Designated Use HQ-CWF
 Rock Run Berks, Designated Use HQ-TSF
 UNT to Rock Run, Designated Use HQ-TSF
 Hay Creek Berks, Designated Use EV, Existing Use HQ-CWF
 12 UNTs to Hay Creek, Designated Use EV, Existing Use HQ-CWF
 UNT to Hay Creek, Designated Use CWF
 UNT to Conestoga River, Designated Use WWF
 12 UNTs to East Branch Conestoga River, Designated Use WWF
 East Branch Conestoga River, Designated Use WWF

The Department received a Notice of Intent (NOI) for coverage under the Department's ESCGP-2 general permit for this project. The Department published notice at 46 Pa.B. 4892 (August 6, 2016) that the NOI was under technical review. The Permit Number assigned to the NOI at that time was ESG0300015002. A 30-day public comment period was provided, which ended on September 6, 2016. Following the comment period, the Department determined that stormwater discharges associated with the proposed earth disturbances would be more appropriately controlled through an individual E&S permit, and the NOI and supporting materials that were submitted by the applicant were adequate to prepare an individual E&S permit.

SPECIAL NOTICES

Air Quality; Alternative Compliance Schedule for Case-by-Case RACT 2 Implementation

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.

06-05036C: Novipax, LLC (4275 Reading Crest Avenue, Reading, PA 19605) On December 29, 2016, DEP approved Novipax's October 24, 2016 petition for an alternative compliance schedule for case-by-case RACT 2 implementation at the polystyrene foam product manufacturing facility located in Muhlenberg Township, **Berks County**. Novipax proposed the use of a non-VOC blowing agent to limit pentane content of foam products in all seven extruders at their Reading facility. This will involve the installation of additional equipment (e.g. piping, pumps, controls) on Extruder 250, as well as extensive product testing for all extruders, in order to implement the proposed RACT plan. In order to implement this project Novipax requested the following alternative compliance schedule:

1.) until 1/1/18 for Extruders 260, 230, 222, 217, 270 and 290, for the increased use of non-VOC blowing agent, to include product testing.

2.) until 57 weeks after Final Plan Approval and completion of the appropriate public notice and comment period, for the Extruder 250, to include obtaining plan approval, equipment installation and product testing.

3.) upon issuance of the Final Plan Approval for a proposed reduction in annual VOC limit from 711 tpy to 650 tpy.

Between the initial compliance date of 1/1/17 and the completion of modifications and product testing noted above, the facility would comply 1.) with an interim

facility VOC limit of 650 tpy, inclusive of all seven extruders, and 2.) with a 4.1% pentane content limit on all foam products produced from Extruders 260, 230, 222, and 217 with a basis weight of 8.0 g/60 sq. in. or greater.

DEP approved the petition for alternative compliance schedule, as described above, with the following caveats: 1.) the final compliance date shall be no later than 3 years after December 29, 2016, and 2.) the petition approval is contingent upon future DEP approval of the case-by-case RACT proposal contained in Plan Approval Application No. 06-05036C, as proposed by Novipax.

Conditional State Water Quality Certification for the Gray's Landing Lock and Dam Hydroelectric Project, FERC Project No. 13763

On February 27, 2014, FFP Missouri 13, LLC (Applicant) filed an application with the Federal Energy Regulatory Commission (FERC) for a license to construct and operate a 12-megawatt (MW) hydropower facility at the Gray's Landing Lock and Dam, owned and operated by the U.S. Army Corps of Engineers (Corps), on the Monongahela River, at river mile 82.0, in Greene and Fayette Counties, Pennsylvania (Project). The Applicant is required pursuant to section 401(a) of the Federal Clean Water Act (act) (33 U.S.C.A. § 1341(a)) to provide FERC with certification from the Commonwealth of Pennsylvania (Commonwealth) that any discharge from the Project to waters of the Commonwealth will comply with provisions of the act relating to water quality standards, and necessary measures to achieve and maintain those standards. The Commonwealth has established such standards and programs to achieve and maintain them under State law, which have been approved by the U.S. Environmental Protection Agency as consistent with the applicable provisions of the act. The Pennsylvania Department of Environmental Protection (Department) administers the Commonwealth's water quality standards programs under State law, and is responsible for the review of requests from applicants for water quality certification made pursuant to section 401 of the act.

On February 10, 2016, Applicant requested a State water quality certification from the Department, as required by Section 401 of CWA (33 U.S.C.A. § 1341), to ensure that the construction, operation and maintenance of the Project will protect water quality in Pennsylvania through compliance with State water quality standards and associated State law requirements, which are consistent with CWA requirements.

On September 22, 2016, Rye Development, LLC provided the Department with a complete application for State Water Quality Certification, including an Environmental Assessment for the Project, on behalf of the Applicant. The Project would consist of a new, approximately 300-foot-long intake channel to be excavated from the river to a concrete intake structure that would convey flows past a trash rack with 3-inch clear bar spacing, to a new concrete, 150-long powerhouse that would be built on the east bank, adjacent to the river. The powerhouse would house two (2) horizontal pit Kaplan turbine generator units with a combined capacity of 12 MW. Flows would exit the powerhouse into an approximately 250-foot-long, new tailrace that will join the river. The tailrace will be bordered by a new concrete retaining wall or a combination of retaining wall and riprap as appropriate. Variable high crest gates would be installed on the existing dam. Project power would be transmitted from the powerhouse to a new 40' × 40' project substation, and

then from the new substation to an existing transmission line, with a 9,965-foot-long, 69-kilovolt overhead transmission line.

The Department published notice of its proposed State water quality certification at 46 Pa.B. 7543 (December 3, 2016), and received zero comments from the public.

By this notice, the Department certifies that the construction, operation and maintenance of the Project complies with the applicable provisions of sections 301–303, 306 and 307 of CWA (33 U.S.C.A. §§ 1311–1313, 1316 and 1317), and will not violate the Commonwealth's water quality standards set forth in 25 Pa. Code Chapter 93, provided that the construction, operation and maintenance of the Project complies with the conditions for this certification as listed below, and the terms and conditions of the State law permits required to demonstrate compliance with Pennsylvania's Water Quality Standards:

1. *Conditional State Water Quality Certification*—This conditional State water quality certification is based upon the information that is available, to date, due to the FERC licensing process, and is granted with the understanding that the applicant will be submitting a final Environmental Assessment (EA) to the Department, to be reviewed and approved by the Department, prior to the start of construction. Within its final EA, the Applicant shall also provide written documentation that it has complied with each of the conditions within this Conditional Water Quality Certification. This final EA shall be submitted to the Department at the same time that the Applicant submits its application to the U.S. Army Corps of Engineers (USACE or Corps) for a Section 404 Permit, to facilitate a coordinated review between the Department and USACE. The final EA that is submitted to the Department must be developed from final design plans, specifications and reports.

2. *Erosion and Sediment Control*—The Applicant shall comply with the rules and regulations of 25 Pa. Code Chapter 102. The Applicant shall obtain and comply with an NPDES permit from the Department for the discharge of stormwater if the earth disturbance activities associated with the Project will result in a total disturbance equal to or greater than 1 acre. Earth disturbance activities associated with discharging dredged or fill material from the Project to waters of the United States which require permit coverage under Section 404 of CWA (33 U.S.C.A. § 1344) need not obtain an additional NPDES Permit from the Department for earth disturbance activities covered by the Section 404 permit. The Applicant shall submit final detailed erosion and sediment control and post construction stormwater management plans for all Project activities to the Department and County Conservation District for their review and approval prior to commencement of construction. Specific guidance on the requirements of the NPDES Permit for Stormwater Discharges Associated with Construction Activities can be obtained from the County Conservation District or the DEP Regional Office.

3. *Water Obstruction and Encroachment Permit*—The Applicant shall comply with the rules and regulations of 25 Pa. Code Chapter 105 relating to dam safety and waterway management. The Applicant shall obtain, from the Department, and comply with Chapter 105 Water Obstruction and Encroachment Permit(s) (WO&EP), for the construction, operation and maintenance of any water obstruction or encroachment associated with the Project that is outside the scope of work licensed under the Federal Power Act, pursuant to the Clean Streams Law (35 P.S. §§ 691.1–691.1001), Dam Safety and Encroach-

ments Act (32 P.S. §§ 673.1–693.27), and Flood Plain Management Act (32 P.S. §§ 679.101–679.601.), and all applicable implementing regulations.

4. *Submerged Lands License Agreement*—The Applicant shall obtain, from the Department, and comply with a Submerged Lands License Agreement, pursuant to Section 15 of the Dam Safety and Encroachments Act, 32 P.S. § 693.15, to occupy submerged lands of the Commonwealth in navigable waters as necessary to construct, operate and maintain the Project.

5. *Water Resource Planning Act Registration*—In accordance with the Pennsylvania Water Resources Planning Act, 27 Pa.C.S. § 3118, and the regulations thereunder, 25 Pa. Code Chapter 110, the Applicant must register the hydropower facility with the Department, and report water usage to the Department, annually.

6. *Limited Power Permit*—The Applicant shall obtain and comply with a permit from the Department as required by the Water Power and Water Supply Permits Act, Act of June 14, 1923, 32 P.S. §§ 591–625, related to the construction of a power dam or for a “change in stream” to develop power. The Applicant shall submit an application for this permit to the Department on the form available from the Department.

7. *Water Quality Monitoring*—During final design, the Applicant shall develop a water quality monitoring plan, to be implemented during the construction and operation of this project, and shall submit this plan to the Department for review and approval, prior to the start of construction, to ensure that the receiving water quality is not adversely impacted by the Applicant's construction, operation or maintenance of the Project. This water quality monitoring plan shall include adequate provisions to ensure that monitoring will assess any potential cumulative effect upon water quality, from the operation of all the currently proposed hydroelectric projects, within the greater Pittsburgh region. Thereafter, Applicant shall submit the results of the water quality monitoring to the Department and the USACE, along with suggested modifications in the operation or maintenance of the Project for inclusion in the adaptive management plan, should adverse impacts to water quality result from the project. The Department retains the right to specify additional studies or monitoring to ensure that the receiving water quality is not adversely impacted by the Applicant's construction, operation or maintenance of the Project.

8. *Operating Plan and Adaptive Management Plan*—The applicant will be developing an operating plan, Memorandum of Agreement, and an adaptive management plan with the USACE. Applicant will submit these plans to the Department for review and approval, prior to the start of construction, to evaluate potential effects of these plans upon, and compliance with, State water quality standards.

9. *Final Project Design Development*—Applicant has indicated that potential fish protection measures for the Project will be further addressed in the final design as detailed engineering is undertaken. Accordingly, during final design, applicant shall evaluate alternative designs for the proposed Project that may have the potential to reduce expected fish entrainment and mortality, such as, but not limited to, reducing and/or modifying the proposed 3-inch trash rack spacing, intake channel design, or other alternative designs, pursuant to Section 105.14(b)(4) and (6) of the Department's regulations, 25 Pa. Code § 105.13(e)(1)(viii) and § 105.14(b)(4) and (6). This alternatives analysis shall be included in the Applicant's final

EA, to be submitted to the Department for review and approval, prior to the start of construction. The final design shall also take into account the cumulative impact evaluations associated with conditions (10), (11), (12).

10. *Cumulative Impacts to Fish Populations*—Since the project is one of several, currently proposed hydroelectric projects on the Ohio, Monongahela and Allegheny Rivers within the greater Pittsburgh area river basins, the applicant, during final design, shall further evaluate the cumulative impacts from these hydroelectric projects, upon area fish populations, due to expected fish entrainment and mortality. Applicant shall include this evaluation in its final EA, to be submitted to the Department for review and approval, prior to the start of construction.

11. *Cumulative Impacts to Mussel Populations*—Since the Project is one of several currently proposed hydroelectric projects on the Ohio, Monongahela and Allegheny Rivers within the greater Pittsburgh area river basins, the applicant shall further evaluate, during final design, the cumulative impacts from these hydroelectric projects, upon local mussel populations, due to potential unavailability of host fish from expected fish entrainment and mortality. Applicant shall include this evaluation in its final EA, to be submitted to the Department for review and approval, prior to the start of construction.

12. *Cumulative Impacts to Riverine Habitat and Food Chain*—Since the project is one of several, currently proposed hydroelectric projects on the Ohio, Monongahela and Allegheny Rivers within the greater Pittsburgh area river basins, and since the development of locks and dams for navigation has compressed the flowing water habitat within these rivers to tailrace areas below these dams, the Applicant, during final design, shall further evaluate the cumulative impacts from these hydroelectric projects, upon riverine habitat and the food chain, within the three (3) river basins. Applicant shall include this evaluation in its final EA, to be submitted to the Department for review and approval, prior to the start of construction.

13. *Minimum By-pass Flows*—Applicant has proposed variable, minimum by-pass flows, on a monthly basis, through the proposed crest gates; however, during the final design, Applicant shall further evaluate the amount of by-pass flows necessary for the purposes of protection of public health, water quality control, conservation of fisheries, and aquatic habitat, improvement of recreation, and protection of instream and downstream water uses. Since the Applicant's model simulations indicate that dissolved oxygen levels, in particular during average and dry hydrology years, will be reduced by the operation of the proposed hydropower facility, the Applicant shall consider within its evaluation whether year-round by-pass flows, increased by-pass flow volumes, and/or aeration equipment are needed to maintain State water quality standards. Applicant shall provide this evaluation to the Department, within its final EA, for the Department's review and approval, prior to the start of construction. By-pass flows shall be provided across the length of the dam.

14. *Effect on Pool Elevation*—Applicant has indicated that the Project will affect the pool elevation behind the existing lock and dam structure. Accordingly, during the final design, Applicant shall further investigate and quantify any changes in pool elevation, as a result of this Project. In addition, Applicant shall evaluate potential threats from the identified change in pool elevation, which shall include but not be limited to, threats to property, riparian rights, existing wetlands and other aquatic habitats, and fishing access. Applicant shall in-

clude its investigation and evaluation in its final EA, to be submitted to the Department, for review and approval, prior to the start of construction.

15. *Aids to Navigation (ATON) Plan*—Applicant shall develop an ATON Plan, to avoid or minimize impacts to recreational boating. This plan must be reviewed and approved by the PA Fish and Boat Commission (PFBC), prior to the start of construction. Please contact the PA Fish and Boat Commission, PO Box 67000, Harrisburg, PA 17106, regarding the requirements for an ATON Plan.

16. *Hydraulic Modeling*—Applicant shall provide estimates of flood frequencies and flood flows at the site of the proposed raceway, which could include additional hydraulic modeling. The estimates of flood frequencies and flood flows, or the results of any additional hydraulic modeling, shall be included in the applicant's final EA that is to be submitted to the Department, for the Department to review and approve, prior to the start of construction. If additional hydraulic modeling is undertaken, the applicant shall use the results of the additional hydraulic modeling to further evaluate potential impacts to fish, freshwater mussels, and aquatic habitat, within the project area, and any other potential impacts that may be identified during the Department's review of the Applicant's final EA. Alternative designs may need to be considered, to avoid or minimize any adverse environmental impacts that may be identified from this additional modeling and/or additional evaluations for impacts. Mitigation may be required to compensate for any adverse environmental impacts that cannot be avoided. The development of these site-specific hydraulic studies should be coordinated with the Department and the PA Fish and Boat Commission, before conducting them.

17. *Wetland Delineation*—Applicant has indicated that the proposed transmission line was not included within its original survey corridor. Accordingly, Applicant shall identify the regulated Waters of the Commonwealth (i.e. watercourses, floodways, and bodies of water, including wetlands) on the site. The wetlands shall be identified and delineated in accordance with the Department's Wetland Delineation Policy. The Applicant shall include this information within its final EA to be submitted to the Department, for review and approval, prior to the start of construction. If the proposed transmission line will impact any watercourse, floodway, and/or bodies of water, including wetlands, the Applicant may need to submit applications for, and obtain, Water Obstruction and Encroachment Permits, from the Department, prior to the start of construction.

18. *Programmatic Agreement*—The PA Historical and Museum Commission (PHMC) has determined that FERC's issuance of an original license to FFP Missouri 13, LLC to construct, operate, and maintain the Gray's Landing Lock and Dam Hydroelectric Project may affect properties included in or eligible for inclusion in the National Register of Historic Places. Accordingly, Applicant shall work with PHMC in the creation of a mitigation plan to protect this structure, which may include the Applicant complying with a Final Programmatic Agreement Between the Federal Energy Regulatory Commission and the Pennsylvania State Historic Preservation Office for Managing Historic Properties that may be Affected by Issuing an Original License to FFP Missouri 13, LLC for the Construction, Operation, and Maintenance of the Gray's Landing Lock and Dam Hydroelectric Project Located in Greene and Fayette Counties, Pennsylvania (FERC No. 13763-002).

19. *Riparian Property*—Within its final EA, Applicant shall submit evidence that it has obtained notarized and signed releases, or has acquired rights of occupancy and use other than fee title, from the owners of any affected riparian property. This conditional water quality certification does not convey any real property rights or interests or authorization to trespass on privately-owned riparian land.

20. *Corps Authorization*—This conditional water quality certification does not relieve the Applicant of the responsibility to obtain any applicable approval/permit from the District Engineer, Pittsburgh District, U.S. Army Corps of Engineers, Room 1817 Federal Building, 1000 Liberty Avenue, Pittsburgh, PA 15222, under Section 10 of the Rivers and Harbor Act or Section 404 of the Clean Water Act of 1977.

21. *Fish and Mussel Surveys and Mitigation*—At a minimum, fish and mussel surveys shall be conducted three (3) years after project construction, to evaluate the project's impact to fish and mussel species in the project area. The plans for these surveys shall be included within the Applicant's final EA, for the Department's review and approval. In addition, the results of these surveys shall be submitted to the Department for review, within 60 days of completion of these surveys. If the results of these surveys indicate an adverse environmental impact to fish and mussels in the project area, Applicant shall develop a remediation plan to eliminate or reduce the adverse environmental impact. In addition, the applicant may have to provide compensation for the adverse environmental impact.

22. *Cumulative Environmental Impact Assessment*—The Project is one of several, currently proposed hydroelectric projects in the Ohio, Monongahela, and Allegheny Rivers, within the greater Pittsburgh area river basins. Fish species, such as walleye, smallmouth bass, darters, etc., inhabit the area that can exhibit some migratory behavior, and could pass through multiple hydroelectric projects. In addition, the Applicant's Fish Entrainment Study reports mortality to fish species, such as catfish, drum, darters and bass, that are more likely to be host fish that are important to mussel propagation. Accordingly, Applicant shall develop a plan to conduct fish and mussel surveys, after the construction of all, or at least 50%, of the currently proposed hydroelectric projects, to evaluate the potential for cumulative impacts to area fish and mussel populations. This plan shall be included with the Applicant's final EA, for the Department's review and approval. If the results of these surveys indicate an adverse environmental impact to fish and mussels in the project area, Applicant shall develop a remediation plan to eliminate or reduce the adverse environmental impact. In addition, the Applicant may have to provide compensation for the adverse environmental impact.

23. *Clean Water Program Coordination*—Applicant shall evaluate the cumulative impacts of lowering Dissolved Oxygen (DO) concentration below existing levels on overall water quality. This analysis shall include an evaluation of the effects of lower DO levels on other dischargers, whose dissolved oxygen analysis could be impacted by any reduction in DO due to the proposed project. The Applicant shall include, within its final EA to be submitted to the Department, a full analysis depicting the pre- and post-construction dissolved oxygen using a Q7-10 flow, and achieving a 7-day average of 5.5 mg/l and a minimum of 5.0 mg/l at the project site, and all points potentially impacted downstream of the project, in accord-

ance with The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the regulations promulgated thereunder, and 25 Pa. Code § 93.7.

24. *Water Quality Requirements*—The project must maintain the applicable water quality standard of a 7-day average DO concentration of 5.5 mg/l and a minimum DO concentration of 5.0 mg/l, at Q7-10 low flow conditions, unless the analysis required by the preceding condition indicates that a higher DO level is needed to maintain the DO water quality standard within the Maxwell Pool, given consideration of all existing, permitted dischargers currently within the pool in accordance with The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the regulations promulgated thereunder.

25. *Stream and Habitat Mitigation*—Since the Project will impact approximately 1.2 acre of riverine habitat, Applicant shall include, within its final EA to be submitted to the Department, a plan to mitigate for this impact to riverine habitat, for the Department's review and approval, prior to the start of construction.

26. *Fishing Access*—During final design, Applicant shall develop a plan to compensate for lost recreational fishing by providing angler access that is comparable to, or better than, current conditions. Applicant shall consider providing angler access that is close to normal water surface elevations and the water's edge, and adequately compensate for the footage of fishing access lost.

27. *Boater Safety*—During final design, Applicant shall evaluate the potential for velocity changes within the river channel, from the hydroelectric project discharge, to affect navigation and boaters in the vicinity of docks and/or barge mooring areas that are located below the Gray's Landing Lock & Dam structure. Accordingly, in its final EA, Applicant shall provide to the Department, and to the owner(s)/operator(s) of the docks and/or barge mooring areas, an analysis of the effect that the increased velocities might have on barge and/or boat safety, and on barge operators and boaters, and on the docks and mooring areas, below the dam. This analysis shall be completed by a hydrologist. In addition, Applicant shall provide a letter from the owner(s)/operator(s) of the docks and/or mooring areas, commenting on this analysis.

28. *Fish Mitigation*—Since the project will impact fish, Applicant shall include, within its final EA to be submitted to the Department, a mitigation plan to compensate for this environmental impact, for the Department's review and approval, prior to the start of construction.

29. *Fish and Mussel Salvage*—Applicant shall further develop its fish and mussel salvage plan to safely remove fishes and mussels from the project area that would otherwise be trapped behind the proposed coffer dams during the dewatering process. These fish and mussels should be relocated to areas outside of the project area. The Applicant shall include this salvage plan within its final EA, to be reviewed and approved by the Department, prior to the start of construction.

30. *River Sediment Testing*—Applicant shall manage dredge material removed from the river in accordance with the Solid Waste Management Act, Act of July 7, 1980, P.L. 380, No. 97, as amended, 35 P.S. §§ 6018.101—6018.1003 ("Solid Waste Management Act") and regulations promulgated thereunder. Permittee should contact the Facilities Chief, Waste Management Program, Southwest Regional Office, with questions regarding this requirement. The project shall be consistent with the Department's Management of Fill policy and the analytic requirements therein. If the testing reveals that the

dredged material exceeds the requirements for unrestricted use as clean fill, then the Applicant shall arrange for off-site disposal of the dredged sediments, after applying for and obtaining approval from the Department's Waste Management Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

31. *Threatened, Endangered and Special Concern Species*—The results obtained from utilizing the Pennsylvania Natural Diversity Inventory's Pennsylvania Natural Diversity Inventory (PNDI), and any determinations received from an appropriate jurisdictional agency during any associated consultations, are valid only for 2 years. Accordingly, Applicant must include new PNDI search results within its final EA, along with evidence of any necessary follow-up with the appropriate jurisdictional agency(s). In addition, PNDI search results and clearances must be current and valid, prior to the start of construction.

32. *PNDI Avoidance Measure*—Three state-listed plant species (tooth-cup/*Rotala ramosior*—PA Rare; scarlet ammannia/*Ammannia coccinea*—proposed PA Threatened; and hooded arrowhead/*Sagittaria calycina* var. *calycina*—potential new State record) were identified within an emergent, fringe wetland, along the Monongahela River. In addition, sourwood (*Oxydendrum arboreum*—proposed PA Rare) was identified at two (2) locations along the project corridor. Applicant shall avoid directly impacting the mapped locations of these species, and shall maintain a buffer of 50 feet or greater from these sensitive areas. The applicant shall incorporate these avoidance measures into its final design, which is to be included within its final EA, to be submitted to the Department, for review and approval, prior to the start of construction. If these avoidance measures cannot be implemented, then the applicant must consult with the Department, and the PA Department of Conservation and Natural Resources, regarding additional avoidance and mitigation measures that may be required, to avoid or minimize impacts to these species.

33. *Geotechnical Testing*—If a temporary road, drilling platform or other structure is needed to conduct any core boring drilling operations or geotechnical testing, within the Commonwealth's waterways, Applicant shall obtain a permit(s) or other authorization(s) from the Department, prior to conducting any core boring drilling operations or geotechnical testing.

34. *Preparedness, Prevention and Contingency Plan*—The Applicant shall develop and maintain on site a Preparedness, Prevention and Contingency Plan (PPC Plan) for any project activities utilizing pollutants, pursuant to Section 91.34 of the regulations, 25 Pa. Code § 91.34. The PPC Plan shall be developed in accordance with the "Guidelines for the Development and Implementation of Environmental Emergency Response Plans" which can be found at: <http://www.elibrary.dep.state.pa.us/dsweb/Get/Document-48522/400-2200-001.pdf>.

35. *Operation*—The Applicant shall at all times properly operate and maintain all Project facilities and systems of treatment and control and related appurtenances which are installed to achieve compliance with the terms and conditions of this State Water Quality Certification and all required permits, authorizations and approvals. Proper operation and maintenance includes adequate laboratory controls, appropriate quality assurance procedures, and the operation of backup or auxiliary facilities or similar systems installed by the Applicant.

36. *Inspection*—The Project, including all relevant records, are subject to inspection at reasonable hours and

intervals by an authorized representative of the Department to determine compliance with this State Water Quality Certification, including all required State water quality permits and State water quality standards. A copy of this certification shall be made available for inspection by the Department during such inspections of the Project.

37. *Transfer of Projects*—If the Applicant intends to transfer any legal or equitable interest in the Project which is affected by this State Water Quality Certification, the Applicant shall serve a copy of this certification upon the prospective transferee of the legal and equitable interest at least thirty (30) days prior to the contemplated transfer and shall simultaneously inform the Department's Southwest Regional Office of such intent. Notice to the Department shall include a transfer agreement signed by the existing and new owner containing a specific date for transfer of certification responsibility, coverage, and liability between them. The existing owner shall continue to be responsible for construction and operations at the Project until a transfer to the new owner has been completed. The new owner shall comply with the conditions of this certification, which shall remain in effect, unless modified, in writing, by the Department.

38. *Correspondence*—All correspondence with and submittals to the Department concerning this State Water Quality Certification shall be addressed to the Department of Environmental Protection, Southwest Regional Office, Waterways and Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, and shall reference DEP File No. WQ05-009, APS ID # 890634, or Authorization No. 1107421.

39. *Reservation of Rights*—The Department may suspend or revoke this State Water Quality Certification if it determines that the Applicant has not complied with the terms and conditions of this certification. The Department reserves the right to require additional measures to achieve compliance with applicable laws and/or regulations, subject to the Applicant's applicable procedural and substantive rights.

40. *Other Laws*—Nothing in this State Water Quality Certification shall be construed to preclude the institution of any legal action or relieve the Applicant from any responsibilities, liabilities, or penalties established pursuant to any applicable Federal or State law or regulation.

41. *FERC Original License*—The Applicant shall supply to the Department a copy of the Original License issued by FERC for this project, not later than ten days after the issuance of such license. The Department may revoke, suspend or modify this Conditional Water Quality Certification as it deems appropriate, depending upon the terms of said license.

42. *Compliance with Terms and Conditions*—This Conditional State Water Quality Certification does not relieve the Applicant of the responsibility for any discharge to waters of the Commonwealth, or allow for any inappropriate discharge to occur. Failure to comply with the terms and conditions of this Conditional State Water Quality Certification will result in the automatic nullification and voidance of this certification, and may subject the Applicant and responsible parties to pay fines of up to \$10,000, per violation, for each day the violation occurs, constituting a separate violation.

43. *Severability*—The provisions of this State Water Quality Certification are severable and should any provision of this certification be declared invalid or unenforceable, the remainder of the certification shall not be affected thereby.

Any person aggrieved by this action may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, 717-787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, 800-654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of publication of this notice, or within 30 days of receipt of written notice of this action, whichever occurs first. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at 717-787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

If you want to challenge this action, your appeal must reach the Board within 30 days. You do not need a lawyer to file an appeal with the Board.

Important legal rights are at stake, however, so you should show this document to a lawyer at once. If you cannot afford a lawyer, you may qualify for free pro bono representation. Call the Secretary to the Board (717-787-3483) for more information.

Conditional State Water Quality Certification for the Point Marion Lock and Dam Hydroelectric Project, FERC Project No. 13771

On February 27, 2014, Solia 8 Hydroelectric, LLC (Applicant) filed an application with the Federal Energy Regulatory Commission (FERC), for a license to construct and operate a 5-megawatt (MW) hydropower facility, at the Point Marion Lock and Dam, owned and operated by the U.S. Army Corps of Engineers (Corps), on the Monongahela River, at river mile 90.8, in Fayette and Greene Counties, Pennsylvania (Project). The Applicant is required, pursuant to section 401(a) of the Federal Clean Water Act (act) (33 U.S.C.A. § 1341(a)), to provide FERC with certification from the Commonwealth of Pennsylvania (Commonwealth) that any discharge from the Project to waters of the Commonwealth will comply with provisions of the act relating to water quality standards, and necessary measures to achieve and maintain those standards. The Commonwealth has established such standards and programs to achieve and maintain them under State law, which have been approved by the U.S. Environmental Protection Agency as consistent with the applicable provisions of the act. The Pennsylvania Department of Environmental Protection (Department) administers the Commonwealth's water quality standards programs under State law, and is responsible for the review of requests from applicants for water quality certification made pursuant to section 401 of the act.

On February 12, 2016, Applicant requested a State water quality certification from the Department, as required by Section 401 of CWA (33 U.S.C.A. § 1341), to ensure that the construction, operation and maintenance of the Project will protect water quality in Pennsylvania through compliance with State water quality standards and associated State law requirements, which are consistent with CWA requirements.

On November 14, 2016, Rye Development, LLC provided the Department with a complete application for State Water Quality Certification, including an Environmental Assessment for the Project, on behalf of the

Applicant. The Project would consist of a new 255-foot-long intake channel, to be excavated into the riverbed immediately downstream of the Corps' dam. The intake channel would lead to a concrete intake structure that would convey flows past a trash rack with 3-inch clear bar spacing, to a new reinforced concrete powerhouse that is 120 feet long. The powerhouse would house two (2) identical horizontal pit Kaplan turbine generator units with a combined capacity of 5 MW. Flows would exit the powerhouse into a 225-foot-long tailrace excavated into the riverbed. Project power would be transmitted from the powerhouse to a new project substation, and then from the new substation to an existing distribution line, with an overhead transmission line.

The Department published notice of its proposed State water quality certification at 46 Pa.B. 7835 (December 17, 2016), and received zero comments from the public.

By this notice, the Department certifies that the construction, operation and maintenance of the Project complies with the applicable provisions of sections 301—303, 306 and 307 of CWA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317), and will not violate the Commonwealth's water quality standards set forth in 25 Pa. Code Chapter 93, provided that the construction, operation and maintenance of the Project complies with the conditions for this certification as listed below, and the terms and conditions of the State law permits required to demonstrate compliance with Pennsylvania's Water Quality Standards:

1. *Conditional State Water Quality Certification*—This conditional State water quality certification is based upon the information that is available, to date, due to the FERC licensing process, and is granted with the understanding that the applicant will be submitting a final Environmental Assessment (EA) to the Department, to be reviewed and approved by the Department, prior to the start of construction. Within its final EA, the Applicant shall also provide written documentation that it has complied with each of the conditions within this Conditional Water Quality Certification. This final EA shall be submitted to the Department at the same time that the Applicant submits its application to the U.S. Army Corps of Engineers (USACE or Corps) for a Section 404 Permit, to facilitate a coordinated review between the Department and USACE. The final EA that is submitted to the Department must be developed from final design plans, specifications and reports.

2. *Erosion and Sediment Control*—The Applicant shall comply with the rules and regulations of 25 Pa. Code Chapter 102. The Applicant shall obtain and comply with an NPDES permit from the Department for the discharge of stormwater if the earth disturbance activities associated with the Project will result in a total disturbance equal to or greater than 1 acre. Earth disturbance activities associated with discharging dredged or fill material from the Project to waters of the United States which require permit coverage under Section 404 of CWA (33 U.S.C.A. § 1344) need not obtain an additional NPDES Permit from the Department for earth disturbance activities covered by the Section 404 permit. The Applicant shall submit final detailed erosion and sediment control and post construction stormwater management plans for all Project activities to the Department and County Conservation District for their review and approval prior to commencement of construction. Specific guidance on the requirements of the NPDES Permit for Stormwater Discharges Associated with Construction Activities can be obtained from the County Conservation District or the DEP Regional Office.

3. *Water Obstruction and Encroachment Permit*—The Applicant shall comply with the rules and regulations of 25 Pa. Code Chapter 105 relating to dam safety and waterway management. The Applicant shall obtain, from the Department, and comply with Chapter 105 Water Obstruction and Encroachment Permit(s) (WO&EP), for the construction, operation and maintenance of any water obstruction or encroachment associated with the Project that is outside the scope of work licensed under the Federal Power Act, pursuant to the Clean Streams Law (35 P.S. §§ 691.1—691.1001), Dam Safety and Encroachments Act (32 P.S. §§ 673.1—693.27), and Flood Plain Management Act (32 P.S. §§ 679.101—679.601.), and all applicable implementing regulations.

4. *Submerged Lands License Agreement*—The Applicant shall obtain, from the Department, and comply with a Submerged Lands License Agreement, pursuant to Section 15 of the Dam Safety and Encroachments Act, 32 P.S. § 693.15, to occupy submerged lands of the Commonwealth in navigable waters as necessary to construct, operate and maintain the Project.

5. *Water Resource Planning Act Registration*—In accordance with the Pennsylvania Water Resources Planning Act, 27 Pa.C.S. § 3118, and the regulations thereunder, 25 Pa. Code Chapter 110, the Applicant must register the hydropower facility with the Department, and report water usage to the Department, annually.

6. *Limited Power Permit*—The Applicant shall obtain and comply with a permit from the Department as required by the Water Power and Water Supply Permits Act, Act of June 14, 1923, 32 P.S. §§ 591—625, related to the construction of a power dam or for a “change in stream” to develop power. The Applicant shall submit an application for this permit to the Department on the form available from the Department.

7. *Water Quality Monitoring*—During final design, the Applicant shall develop a water quality monitoring plan, to be implemented during the construction and operation of this project, and shall submit this plan to the Department for review and approval, prior to the start of construction, to ensure that the receiving water quality is not adversely impacted by the Applicant's construction, operation or maintenance of the Project. This water quality monitoring plan shall include adequate provisions to ensure that monitoring will assess any potential cumulative effect upon water quality, from the operation of all the currently proposed hydroelectric projects, within the greater Pittsburgh region. Thereafter, Applicant shall submit the results of the water quality monitoring to the Department and the USACE, along with suggested modifications in the operation or maintenance of the Project for inclusion in the adaptive management plan, should adverse impacts to water quality result from the project. The Department retains the right to specify additional studies or monitoring to ensure that the receiving water quality is not adversely impacted by the Applicant's construction, operation or maintenance of the Project.

8. *Operating Plan and Adaptive Management Plan*—The applicant will be developing an operating plan, Memorandum of Agreement, and an adaptive management plan with the USACE. Applicant will submit these plans to the Department for review and approval, prior to the start of construction, to evaluate potential effects of these plans upon, and compliance with, State water quality standards.

9. *Final Project Design Development*—Applicant has indicated that potential fish protection measures for the

Project will be further addressed in the final design as detailed engineering is undertaken. Accordingly, during final design, applicant shall evaluate alternative designs for the proposed Project that may have the potential to reduce expected fish entrainment and mortality, such as, but not limited to, reducing and/or modifying the proposed 3-inch trash rack spacing, intake channel design, or other alternative designs, pursuant to Section 105.14(b)(4) and (6) of the Department's regulations, 25 Pa. Code § 105.13(e)(1)(viii) and § 105.14(b)(4) and (6). This alternatives analysis shall be included in the Applicant's final EA, to be submitted to the Department for review and approval, prior to the start of construction. The final design shall also take into account the cumulative impact evaluations associated with conditions (10), (11), (12).

10. *Cumulative Impacts to Fish Populations*—Since the project is one of several, currently proposed hydroelectric projects on the Ohio, Monongahela and Allegheny Rivers within the greater Pittsburgh area river basins, the applicant, during final design, shall further evaluate the cumulative impacts from these hydroelectric projects, upon area fish populations, due to expected fish entrainment and mortality. Applicant shall include this evaluation in its final EA, to be submitted to the Department for review and approval, prior to the start of construction.

11. *Cumulative Impacts to Mussel Populations*—Since the Project is one of several currently proposed hydroelectric projects on the Ohio, Monongahela and Allegheny Rivers within the greater Pittsburgh area river basins, the applicant shall further evaluate, during final design, the cumulative impacts from these hydroelectric projects, upon local mussel populations, due to potential unavailability of host fish from expected fish entrainment and mortality. Applicant shall include this evaluation in its final EA, to be submitted to the Department for review and approval, prior to the start of construction.

12. *Cumulative Impacts to Riverine Habitat and Food Chain*—Since the project is one of several, currently proposed hydroelectric projects on the Ohio, Monongahela and Allegheny Rivers within the greater Pittsburgh area river basins, and since the development of locks and dams for navigation has compressed the flowing water habitat within these rivers to tailrace areas below these dams, the Applicant, during final design, shall further evaluate the cumulative impacts from these hydroelectric projects, upon riverine habitat and the food chain, within the three (3) river basins. Applicant shall include this evaluation in its final EA, to be submitted to the Department for review and approval, prior to the start of construction.

13. *Minimum By-pass Flows*—Applicant has proposed a seasonal minimum by-pass flow, over the spillway; however, during the final design, Applicant shall further evaluate the amount of by-pass flows necessary for the purposes of protection of public health, water quality control, conservation of fisheries, and aquatic habitat, improvement of recreation, and protection of instream and downstream water uses. Since the Applicant's model simulations indicate that dissolved oxygen levels will be reduced by the operation of the proposed hydropower facility, the Applicant shall consider within its evaluation whether year-round by-pass flows, increased by-pass flow volumes, and/or aeration equipment are needed to maintain State water quality standards. Applicant shall provide this evaluation to the Department, within its final EA, for the Department's review and approval, prior to the start of construction. By-pass flows shall be provided across the length of the dam.

14. *Aids to Navigation (ATON) Plan*—Applicant shall develop an ATON Plan, to avoid or minimize impacts to recreational boating. This plan must be reviewed and approved by the PA Fish and Boat Commission (PFBC), prior to the start of construction. Please contact the PA Fish and Boat Commission, PO Box 67000, Harrisburg, PA 17106, regarding the requirements for an ATON Plan.

15. *Hydraulic Modeling*—Applicant shall provide an evaluation of potential impacts upon the habitat in the vicinity of a small island that is located within the river, below the Point Marion Lock & Dam. In addition, Applicant shall provide an evaluation of the potential for increased erosion of this island. Additional hydraulic modeling may be needed to conduct these evaluations. The results of these evaluations and any additional hydraulic modeling shall be included in the applicant's final EA that is to be submitted to the Department, for the Department to review and approve, prior to the start of construction. In addition, the applicant shall use the results of the additional hydraulic modeling to further evaluate potential impacts to fish, freshwater mussels, and aquatic habitat, within the project area, and any other potential impacts that may be identified during the Department's review of the Applicant's final EA. Alternative designs may need to be considered, to avoid or minimize any adverse environmental impacts that may be identified from this additional modeling and/or additional evaluations for impacts. Mitigation may be required to compensate for any adverse environmental impacts that cannot be avoided, including a plan to address any potential impacts to habitat around the island and impacts from potential accelerated erosion. The development of these site-specific hydraulic studies should be coordinated with the Department and the PA Fish and Boat Commission, before conducting them.

16. *Resource Identification*—Applicant has not provided adequate documentation, regarding its investigation for regulated Waters of the Commonwealth (i.e. watercourses, floodways, and bodies of water, including wetlands), along the entire, proposed access road. Accordingly, Applicant shall identify the regulated Waters of this Commonwealth on the site. The wetlands shall be identified and delineated in accordance with the Department's Wetland Delineation Policy. The Applicant shall include this information within its final EA to be submitted to the Department, for review and approval, prior to the start of construction. If the proposed access road will impact any watercourse, floodway, and/or bodies of water, including wetlands, the Applicant may need to submit application(s) for, and obtain, Water Obstruction and Encroachment Permit(s), from the Department, prior to the start of construction.

17. *Recreation Areas*—Applicant has indicated that project will have a direct impact upon the proposed Monongahela River Trail North, and is in close proximity to the proposed Sheepskin Trail and an abandoned railroad corridor that is used for public access. Accordingly, Applicant shall contact and coordinate its project development with the owners and/or managers of these trails, during its final design process. Applicant shall include evidence of these coordination efforts in its final EA, to be submitted to the Department, for review and approval, prior to the start of construction. Alternative designs may need to be considered, to avoid or minimize any adverse environmental impacts that may be identified, during this coordination with the trail owners and/or managers. Mitigation may be required to compensate for any adverse environmental impacts that cannot be avoided.

18. *Programmatic Agreement*—The PA Historical and Museum Commission (PHMC) has determined that FERC's issuance of an original license to Solia 8 Hydroelectric, LLC to construct, operate, and maintain the Point Marion Lock and Dam Hydroelectric Project may affect properties included in or eligible for inclusion in the National Register of Historic Places. Accordingly, Applicant shall work with PHMC in the creation of a mitigation plan to protect this structure, which may include the Applicant complying with a Final Programmatic Agreement Between the Federal Energy Regulatory Commission and the Pennsylvania State Historic Preservation Office for Managing Historic Properties that may be Affected by Issuing an Original License to Solia 8 Hydroelectric, LLC for the Construction, Operation, and Maintenance of the Point Marion Lock and Dam Hydroelectric Project Located in Fayette County, Pennsylvania (FERC No. 13771-002).

19. *Riparian Property*—Within its final EA, Applicant shall submit evidence that it has obtained notarized and signed releases, or has acquired rights of occupancy and use other than fee title, from the owners of any affected riparian property. This conditional water quality certification does not convey any real property rights or interests or authorization to trespass on privately-owned riparian land.

20. *Corps Authorization*—This conditional water quality certification does not relieve the Applicant of the responsibility to obtain any applicable approval/permit from the District Engineer, Pittsburgh District, U.S. Army Corps of Engineers, Room 1817 Federal Building, 1000 Liberty Avenue, Pittsburgh, PA 15222, under Section 10 of the Rivers and Harbor Act or Section 404 of the Clean Water Act of 1977.

21. *Fish and Mussel Surveys and Mitigation*—The Project footprint will impact approximately 2.0 acres of riverine habitat. Accordingly, at a minimum, fish and mussel surveys shall be conducted three (3) years after project construction, to evaluate the project's impact to fish and mussel species in the project area. The plans for these surveys shall be included within the Applicant's final EA, for the Department's review and approval. In addition, the results of these surveys shall be submitted to the Department for review, within 60 days of completion of these surveys. If the results of these surveys indicate an adverse environmental impact to fish and mussels in the project area, Applicant shall develop a remediation plan to eliminate or reduce the adverse environmental impact. In addition, the applicant may have to provide compensation for the adverse environmental impact.

22. *Cumulative Environmental Impact Assessment*—The Project is one of several, currently proposed hydroelectric projects in the Ohio, Monongahela, and Allegheny Rivers, within the greater Pittsburgh area river basins. Fish species, such as walleye, smallmouth bass, darters, etc., inhabit the area that can exhibit some migratory behavior, and could pass through multiple hydroelectric projects. In addition, the Applicant's Fish Entrainment Study reports mortality to fish species, such as catfish, drum, darters and bass, that are more likely to be host fish that are important to mussel propagation. Accordingly, Applicant shall develop a plan to conduct fish and mussel surveys, after the construction of all, or at least 50%, of the currently proposed hydroelectric projects, to evaluate the potential for cumulative impacts to area fish and mussel populations. This plan shall be included with the Applicant's final EA, for the Department's review and

approval. If the results of these surveys indicate an adverse environmental impact to fish and mussels in the project area, Applicant shall develop a remediation plan to eliminate or reduce the adverse environmental impact. In addition, the Applicant may have to provide compensation for the adverse environmental impact.

23. *Clean Water Program Coordination*—Applicant shall evaluate the cumulative impacts of lowering Dissolved Oxygen (DO) concentration below existing levels on overall water quality. This analysis shall include an evaluation of the effects of lower DO levels on other dischargers, whose dissolved oxygen analysis could be impacted by any reduction in DO due to the proposed project. The Applicant shall include, within its final EA to be submitted to the Department, a full analysis depicting the pre- and post-construction dissolved oxygen using a Q7-10 flow, and achieving a 7-day average of 5.5 mg/l and a minimum of 5.0 mg/l at the project site, and all points potentially impacted downstream of the project, in accordance with The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the regulations promulgated thereunder, and 25 Pa. Code § 93.7.

24. *Water Quality Requirements*—The project must maintain the applicable water quality standard of a 7-day average DO concentration of 5.5 mg/l and a minimum DO concentration of 5.0 mg/l, at Q7-10 low flow conditions, unless the analysis required by the preceding condition indicates that a higher DO level is needed to maintain the DO water quality standard within the Gray's Landing Pool, given consideration of all existing, permitted dischargers currently within the pool in accordance with The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the regulations promulgated thereunder.

25. *Stream and Habitat Mitigation*—Since the Project will impact approximately 2.0 acres of riverine habitat, Applicant shall include, within its final EA to be submitted to the Department, a plan to mitigate for this impact to riverine habitat, for the Department's review and approval, prior to the start of construction.

26. *Fishing Access*—During final design, Applicant shall develop a plan to compensate for lost recreational fishing by providing angler access that is comparable to, or better than, current conditions. Applicant shall consider providing angler access that is close to normal water surface elevations and the water's edge, and adequately compensate for the footage of fishing access lost.

27. *Boater Safety*—During final design, Applicant shall evaluate the potential for velocity changes within the river channel, from the hydroelectric project discharge, to affect navigation and boaters in the vicinity of docks and/or barge mooring areas that are located below the Point Marion Lock & Dam structure. Accordingly, in its final EA, Applicant shall provide to the Department, and to the owner(s)/operator(s) of the docks and/or barge mooring areas, an analysis of the effect that the increased velocities might have on barge and/or boat safety, and on barge operators and boaters, and on the docks and mooring areas, below the dam. This analysis shall be completed by a hydrologist. In addition, Applicant shall provide a letter from the owner(s)/operator(s) of the docks and/or mooring areas, commenting on this analysis.

28. *Fish Mitigation*—Since the project will impact fish, Applicant shall include, within its final EA to be submitted to the Department, a mitigation plan to compensate for this environmental impact, for the Department's review and approval, prior to the start of construction.

29. *Fish and Mussel Salvage*—Applicant shall further develop its fish and mussel salvage plan to safely remove

fishes and mussels from the project area that would otherwise be trapped behind the proposed coffer dams during the dewatering process. These fish and mussels should be relocated to areas outside of the project area. The Applicant shall include this salvage plan within its final EA, to be reviewed and approved by the Department, prior to the start of construction.

30. *River Sediment Testing*—Applicant shall manage dredge material removed from the river in accordance with the Solid Waste Management Act, Act of July 7, 1980, P.L. 380, No. 97, as amended, 35 P.S. §§ 6018.101—6018.1003 ("Solid Waste Management Act") and regulations promulgated thereunder. Permittee should contact the Facilities Chief, Waste Management Program, Southwest Regional Office, with questions regarding this requirement. The project shall be consistent with the Department's Management of Fill policy and the analytic requirements therein. If the testing reveals that the dredged material exceeds the requirements for unrestricted use as clean fill, then the Applicant shall arrange for off-site disposal of the dredged sediments, after applying for and obtaining approval from the Department's Waste Management Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

31. *Threatened, Endangered and Special Concern Species*—The results obtained from utilizing the Pennsylvania Natural Diversity Inventory's Pennsylvania Natural Diversity Inventory (PNDI), and any determinations received from an appropriate jurisdictional agency during any associated consultations, are valid only for 2 years. Accordingly, Applicant must include new PNDI search results within its final EA, along with evidence of any necessary follow-up with the appropriate jurisdictional agency(s). In addition, PNDI search results and clearances must be current and valid, prior to the start of construction.

32. *Geotechnical Testing*—If a temporary road, drilling platform or other structure is needed to conduct any core boring drilling operations or geotechnical testing, within the Commonwealth's waterways, Applicant shall obtain a permit(s) or other authorization(s) from the Department, prior to conducting any core boring drilling operations or geotechnical testing.

33. *Preparedness, Prevention and Contingency Plan*—The Applicant shall develop and maintain on site a Preparedness, Prevention and Contingency Plan (PPC Plan) for any project activities utilizing pollutants, pursuant to Section 91.34 of the regulations, 25 Pa. Code § 91.34. The PPC Plan shall be developed in accordance with the "Guidelines for the Development and Implementation of Environmental Emergency Response Plans" which can be found at: <http://www.elibrary.dep.state.pa.us/dsweb/Get/Document-48522/400-2200-001.pdf>.

34. *Operation*—The Applicant shall at all times properly operate and maintain all Project facilities and systems of treatment and control and related appurtenances which are installed to achieve compliance with the terms and conditions of this State Water Quality Certification and all required permits, authorizations and approvals. Proper operation and maintenance includes adequate laboratory controls, appropriate quality assurance procedures, and the operation of backup or auxiliary facilities or similar systems installed by the Applicant.

35. *Inspection*—The Project, including all relevant records, are subject to inspection at reasonable hours and intervals by an authorized representative of the Department to determine compliance with this State Water

Quality Certification, including all required State water quality permits and State water quality standards. A copy of this certification shall be made available for inspection by the Department during such inspections of the Project.

36. Transfer of Projects—If the Applicant intends to transfer any legal or equitable interest in the Project which is affected by this State Water Quality Certification, the Applicant shall serve a copy of this certification upon the prospective transferee of the legal and equitable interest at least thirty (30) days prior to the contemplated transfer and shall simultaneously inform the Department's Southwest Regional Office of such intent. Notice to the Department shall include a transfer agreement signed by the existing and new owner containing a specific date for transfer of certification responsibility, coverage, and liability between them. The existing owner shall continue to be responsible for construction and operations at the Project until a transfer to the new owner has been completed. The new owner shall comply with the conditions of this certification, which shall remain in effect, unless modified, in writing, by the Department.

37. Correspondence—All correspondence with and submittals to the Department concerning this State Water Quality Certification shall be addressed to the Department of Environmental Protection, Southwest Regional Office, Waterways and Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, and shall reference DEP File No. WQ05-010, APS ID # 890865, or Authorization No. 1107811.

38. Reservation of Rights—The Department may suspend or revoke this State Water Quality Certification if it determines that the Applicant has not complied with the terms and conditions of this certification. The Department reserves the right to require additional measures to achieve compliance with applicable laws and/or regulations, subject to the Applicant's applicable procedural and substantive rights.

39. Other Laws—Nothing in this State Water Quality Certification shall be construed to preclude the institution of any legal action or relieve the Applicant from any responsibilities, liabilities, or penalties established pursuant to any applicable Federal or State law or regulation.

40. FERC Original License—The Applicant shall supply to the Department a copy of the Original License issued by FERC for this project, not later than ten days after the issuance of such license. The Department may revoke, suspend or modify this Conditional Water Quality Certification as it deems appropriate, depending upon the terms of said license.

41. Compliance with Terms and Conditions—This Conditional State Water Quality Certification does not relieve the Applicant of the responsibility for any discharge to waters of the Commonwealth, or allow for any inappropriate discharge to occur. Failure to comply with the terms and conditions of this Conditional State Water Quality Certification will result in the automatic nullification and voidance of this certification, and may subject the Applicant and responsible parties to pay fines of up to \$10,000, per violation, for each day the violation occurs, constituting a separate violation.

42. Severability—The provisions of this State Water Quality Certification are severable and should any provision of this certification be declared invalid or unenforceable, the remainder of the certification shall not be affected thereby.

Any person aggrieved by this action may appeal, pursuant to Section 4 of the Environmental Hearing Board Act,

35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, 717-787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, 800-654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of publication of this notice, or within 30 days of receipt of written notice of this action, whichever occurs first. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at 717-787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

If you want to challenge this action, your appeal must reach the Board within 30 days. You do not need a lawyer to file an appeal with the Board.

Important legal rights are at stake, however, so you should show this document to a lawyer at once. If you cannot afford a lawyer, you may qualify for free pro bono representation. Call the Secretary to the Board (717-787-3483) for more information.

[Pa.B. Doc. No. 17-332. Filed for public inspection February 24, 2017, 9:00 a.m.]

Oil and Gas Technical Advisory Board Meeting Cancellation

The Oil and Gas Technical Advisory Board (Board) meeting scheduled for Thursday, May 18, 2017, at 10 a.m. in the Department of Environmental Protection, Rachel Carson State Office Building, Conference Room 105, 400 Market Street, Harrisburg, PA is cancelled.

To view the Board meeting dates for 2017, visit the Department of Environmental Protection's web site at www.dep.pa.gov (select "Public Participation," then "Advisory Committees," then "Oil and Gas Advisory Committees," then "Oil and Gas Technical Advisory Board (TAB)"). Questions concerning the meeting can be directed to Todd Wallace, Office of Oil and Gas Management, at (717) 783-9438 or twallace@pa.gov.

PATRICK McDONNELL,
Acting Secretary

[Pa.B. Doc. No. 17-333. Filed for public inspection February 24, 2017, 9:00 a.m.]

Proposed Conditional State Water Quality Certification under Section 401 of the Clean Water Act for the United States Army Corps of Engineers Nationwide Permits

The United States Army Corps of Engineers (Corps) has published its reissuance of 50 existing Nationwide permits (NWP) and issuance of two new NWPs under section 404 of the Clean Water Act (act) (33 U.S.C.A. § 1344) and section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C.A. § 403) at 82 FR 1860 (January 6, 2017). The final NWPs are listed as follows and are effective for 5 years beginning on March 19, 2017, and

expiring on March 18, 2022. On January 18, 2017, the Corps Baltimore District requested State Water Quality Certification (SWQC) on behalf of the Baltimore, Philadelphia and Pittsburgh Districts under section 401 of the act (33 U.S.C.A. § 1341) from the Department of Environmental Protection (Department) for discharges of dredged and fill material into waters of the Commonwealth authorized by the final NWP.

Consistent with section 401 of the act, the Department proposes to certify that activities authorized by the Corps under the final NWP will comply with the applicable provisions of sections 301—303, 306 and 307 of the act (33 U.S.C.A. §§ 1311—1313, 1316 and 1317), provided the project applicant complies with the following SWQC conditions and constructs, operates and maintains the project in compliance with the terms and conditions of State law permits obtained to meet these SWQC conditions:

1. Prior to beginning any activity authorized by the Corps under a NWP, the applicant shall obtain from the Department all necessary environmental permits or approvals, and submit to the Department environmental assessments and other information necessary to obtain the permits and approvals, as required under State law, including The Clean Streams Law (35 P.S. §§ 691.1—691.1001), the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19b), the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326), The Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21), the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66), the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003), the Hazardous Sites Cleanup Act (35 P.S. §§ 6020.101—6020.1305), the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.908), 58 Pa.C.S. §§ 3201—3274 (related to development) and the regulations promulgated thereunder, including 25 Pa. Code Chapters 77, 78, 78a, 86—91, 92a, 93, 95, 96, 102, 105 and 260a—299.

2. Fill material may not contain any wastes as defined in the Solid Waste Management Act.

3. Applicants and projects eligible for these NWP must obtain all State permits or approvals, or both, necessary to ensure that the project meets the state's applicable water quality standards, including a project specific SWQC.

The Department has determined that these proposed SWQC conditions are necessary to achieve the Commonwealth's water quality standards, which have been approved by the United States Environmental Protection Agency as compliant with the act. The proposed SWQC conditions achieve these standards through compliance with existing environmental programs administered by the Department under State laws and regulations.

This proposed SWQC is subject to the Department's determination that the final NWP are consistent with the Coastal Zone Management Act (16 U.S.C.A. §§ 1451—1466).

This proposed SWQC is only available for projects that do not require any Federal authorization other than authorization from the Corps under section 404 of the act or section 10 of the Rivers and Harbors Act of 1899. Applicants seeking authorization for activities not eligible for coverage under the NWP, or for activities that require another Federal authorization (such as an interstate natural gas pipeline, a gas storage field or a nuclear

or hydroelectric project requiring authorization by another Federal agency), must submit a request to the Department for a project-specific SWQC.

The Department will consider all comments received on or before March 27, 2017, before taking the final action on this conditional SWQC. Comments submitted by facsimile will not be accepted. Comments, including comments submitted by e-mail, must include the originator's name and address. Commentators are encouraged to submit comments using the Department's online eComment system at www.ahs.dep.pa.gov/eComment. Written comments should be submitted by e-mail to ecomments@pa.gov or by mail to the Department of Environmental Protection, Bureau of Waterways Engineering and Wetlands, Attn: Sidney Freyermuth, 400 Market Street, P.O. Box 8460, Harrisburg, PA 17101-2301.

Notice of the Corps NWP published in the *Federal Register* can be viewed at http://www.usace.army.mil/Portals/2/docs/civilworks/nwp/2017/nwp2017_final_rule_FR_06jan2017.pdf?ver=2017-01-06-092409-457 or copies may be obtained by contacting Amy Elliott, United States Army Corps of Engineers, Baltimore District, State College Field Office, 1631 South Atherton Street, State College, PA 16801 or (814) 235-0570.

The NWP are reissued are:

1. Aids to Navigation
2. Structures in Artificial Canals
3. Maintenance
4. Fish and Wildlife Harvesting, Enhancement, and Attraction Devices and Activities
5. Scientific Measurement Devices
6. Survey Activities
7. Outfall Structures and Associated Intake Structures
8. Oil and Gas Structures on the Outer Continental Shelf
9. Structures in Fleeting and Anchorage Areas
10. Mooring Buoys
11. Temporary Recreational Structures
12. Utility Line Activities
13. Bank Stabilization
14. Linear Transportation Projects
15. U.S. Coast Guard Approved Bridges
16. Return Water from Upland Contained Disposal Areas
17. Hydropower Projects
18. Minor Discharges
19. Minor Dredging
20. Response Operations for Oil or Hazardous Substances
21. Surface Coal Mining Activities
22. Removal of Vessels
23. Approved Categorical Exclusions
24. Indian Tribe or State Administered Section 404 Programs
25. Structural Discharges
26. [Reserved]

27. Aquatic Habitat Restoration, Establishment, and Enhancement Activities

28. Modifications of Existing Marinas

29. Residential Developments

30. Moist Soil Management for Wildlife

31. Maintenance of Existing Flood Control Facilities

32. Completed Enforcement Actions

33. Temporary Construction, Access, and Dewatering

34. Cranberry Production Activities

35. Maintenance Dredging of Existing Basins

36. Boat Ramps

37. Emergency Watershed Protection and Rehabilitation

38. Cleanup of Hazardous and Toxic Waste

39. Commercial and Institutional Developments

40. Agricultural Activities

41. Reshaping Existing Drainage Ditches

42. Recreational Facilities

43. Stormwater Management Facilities

44. Mining Activities

45. Repair of Uplands Damaged by Discrete Events

46. Discharge in Ditches

47. [Reserved]

48. Commercial Shellfish Aquaculture Activities

49. Coal Remining Activities

50. Underground Coal Mining Activities

51. Land-Based Renewable Energy Generation Facilities

52. Water-Based Renewable Energy Generation Pilot Projects

The new NWP's issued are:

A. Removal of Low-Head Dams

B. Living Shorelines

PATRICK McDONNELL,
Acting Secretary

[Pa.B. Doc. No. 17-334. Filed for public inspection February 24, 2017, 9:00 a.m.]

Proposed General Plan Approval and/or General Operating Permit No. 5A for Unconventional Natural Gas Well Site Operations and Remote Piggings Stations; Proposed Modifications to General Plan Approval and/or General Operating Permit No. 5 for Natural Gas Compressor Stations, Processing Plants and Transmission Stations (BAQ-GPA/GP-5); Proposed Modifications to the Air Quality Permit Exemption List (275-2101-003); Extension of Public Comment Period

The Department of Environmental Protection (Department) is publishing notice of the extension of the comment period that began on Saturday, February 4, 2017, for the proposed General Plan Approval and/or General Operating Permit No. 5A for Unconventional Natural Gas Well Site Operations and Remote Piggings Stations; proposed modifications to the existing General Plan Approval and/or General Operating Permit No. 5 for Natural Gas Compressor Stations, Processing Plants and Transmission Stations (GP-5); and proposed modifications to the Air Quality Permit Exemption List. The initial notice was published at 47 Pa.B. 733 (February 4, 2017).

The General Permits establish Best Available Technology requirements and other applicable Federal and State requirements including air emission limits, source testing, leak detection and repair, recordkeeping and reporting requirements for the applicable air contamination sources.

The proposed GP-5A was developed under the authority of section 6.1(f) of the Air Pollution Control Act (35 P.S. § 4006.1(f)) and 25 Pa. Code Chapter 127, Subchapter H (relating to general plan approvals and operating permits), and will be applicable to unconventional natural gas well site operations and remote piggings stations. The revised GP-5 was developed under the authority of section 6.1(f) of the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter H, and will remain applicable to natural gas compressor stations and processing plants and add applicability to natural gas transmission stations.

Interested persons may submit written comments on the Draft General Permits and Air Quality Permit Exemption List by Monday, June 5, 2017. Comments submitted by facsimile will not be accepted. Comments, including comments submitted by e-mail, must include the originator's name and address. Commentators are encouraged to review the proposed General Permits and Air Quality Permit Exemption List and submit comments using the Department's online eComment system at www.ahs.dep.pa.gov/eComment or ecomment@pa.gov. Written comments should be submitted to the Policy Office, Department of Environmental Protection, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063.

PATRICK McDONNELL,
Acting Secretary

[Pa.B. Doc. No. 17-335. Filed for public inspection February 24, 2017, 9:00 a.m.]

DEPARTMENT OF HEALTH

Hospitals; Requests for Exceptions

The following hospitals have filed requests for exceptions under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license hospitals under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following requests for exceptions relate to regulations governing hospital licensure in 28 Pa. Code Chapters 51 and 101—158 (relating to general information; and general and special hospitals), with the exception of 28 Pa. Code § 153.1 (relating to minimum standards). Exception requests related to 28 Pa. Code § 153.1 are listed separately in this notice.

<i>Facility Name</i>	<i>Regulation</i>
Milton S. Hershey Medical Center	28 Pa. Code § 51.23 (relating to positron emission tomography)
Good Samaritan Hospital	28 Pa. Code § 107.61 (relating to written orders)

The following hospital is requesting an exception under 28 Pa. Code § 153.1. Requests for exceptions under this section relate to minimum standards that hospitals must comply with under the *Guidelines for Design and Construction of Hospitals and Outpatient Facilities (Guidelines)*. The following list includes the citation to the section under the *Guidelines* that the hospital is seeking an exception, as well as the publication year of the applicable *Guidelines*.

<i>Facility Name</i>	<i>Guidelines Section</i>	<i>Relating to</i>	<i>Publication Year</i>
Jefferson Hospital	2.1-8.5.3.2	Size (TDRs)	2014

All previously listed requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163 or ra-paexcept@pa.gov. Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address. Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,
Secretary

[Pa.B. Doc. No. 17-336. Filed for public inspection February 24, 2017, 9:00 a.m.]

Human Immunodeficiency Virus (HIV) Community Prevention Planning Committee; Public Meetings

The Statewide HIV Planning Group, established by the Department of Health (Department) under sections 301(a) and 317 of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247b), will hold a public meeting on Wednesday, March 15, 2017, from 9 a.m. to 4 p.m. at the Park Inn Harrisburg West, 5401 Carlisle Pike, Mechanicsburg, PA 17050.

Jurisdictional HIV prevention planning is a required activity of the Department's Centers for Disease Control and Prevention grant for Comprehensive HIV Prevention Programs for Health Departments. Additionally, the Ryan White HIV/AIDS Treatment Extension Act of 2009 (Pub.L. No. 111-87), previously known as the Ryan White Comprehensive AIDS Resources Emergency Act of 1990 (42 U.S.C.A. §§ 300ff-21—300ff-38), requires that the Department engage in a public advisory planning process in developing a comprehensive plan. The purpose of these meetings is to conduct an integrated prevention and care HIV planning process by which the Department works in partnership with the community and stakeholders to enhance access to HIV prevention, care and treatment services.

For additional information or persons with a disability who wish to attend the meeting who require an auxiliary aid, service or other accommodation to do so should contact Cynthia Findley, Bureau Director, Department of

Health, Bureau of Communicable Diseases, 625 Forster Street, Room 1010, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-0572, or for speech and/or hearing impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department reserves the right to cancel this meeting without prior notice.

KAREN M. MURPHY, PhD, RN,
Secretary

[Pa.B. Doc. No. 17-337. Filed for public inspection February 24, 2017, 9:00 a.m.]

Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.22(d) and (e) (relating to prevention, control and surveillance of tuberculosis (TB)):

Jameson Care Center
3349 Wilmington Road
New Castle, PA 16105
FAC ID # 069402

The following long-term care nursing facilities are seeking exceptions to 28 Pa. Code § 211.9(g) (relating to pharmacy services):

Forbes Center for Rehabilitation and Healthcare
6655 Frankstown Avenue
Pittsburgh, PA 15206
FAC ID # 060402

Jefferson Hills Healthcare and Rehabilitation Center
448 Old Clairton Road
Jefferson Hills, PA 15025
FAC ID # 100202

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the address or phone number listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,
Secretary

[Pa.B. Doc. No. 17-338. Filed for public inspection February 24, 2017, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Hot Numbers Fast Play Game 5001

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following terminal-based lottery game:

1. *Name:* The name of the lottery game is Pennsylvania Hot Numbers (hereinafter “Hot Numbers”). The game number is PA-5001.

2. *Definitions:*

(a) *Authorized Retailer or Retailer:* A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar Code:* The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *Game:* A specific, pre-defined area of a game ticket located in the play area that contains play symbols and prize symbols that, when played according to the instructions, determine whether a player wins a prize. Each Game is played separately, but winning combinations in more than one Game can be combined to win larger

prizes as described in section 6 (relating to prizes available to be won and determination of prize winners).

(d) *Game Ticket:* A bearer instrument produced through a Lottery Terminal that is the player’s record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(e) *Lottery Central Computer System:* The computer gaming system on which all Fast Play plays are recorded.

(f) *Lottery Terminal:* A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, and transmitting reports, and performing inventory functions.

(g) *Play:* A chance to participate in a particular Fast Play lottery game.

(h) *Play Area:* The area on a ticket which contains one or more play symbols.

(i) *Play Symbol:* A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(j) *Prize:* A non-monetary item, money, or experience that can be won as specified in section 6 (relating to prizes available to be won and determination of prize winners) of this game notice.

(k) *Winning Number Area:* The numbers, letters, symbols or other characters found in the play area that, when matched against the “Your Numbers Area,” determine whether a player wins a prize.

(l) *Winning Ticket:* A game ticket which has been validated and qualifies for a prize.

(m) *Your Numbers Area:* The numbers, letters, symbols or other characters found in the play area that, when matched against the “Winning Number Area,” determine whether a player wins a prize.

3. *Price:* The price of a Hot Numbers ticket is \$5.

4. *Description of the Hot Numbers lottery game:*

(a) The Hot Numbers lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined, and the player does not have the ability to select his or her own play symbols. Hot Numbers tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Hot Numbers is played by matching the play symbols in the “Your Numbers Area” to the play symbol located in the “Winning Number Area,” in any “Game.” A bet slip is not used to play this game.

(c) Players can win the prize identified in section 6 (relating to prizes available to be won and determination of prize winners).

(d) A Hot Numbers game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer by verbally requesting a Hot Numbers game ticket. The

ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(f) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Hot Numbers game ticket and select the Hot Numbers option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Hot Numbers ticket characteristics:*

(a) A Hot Numbers ticket shall contain a play area, the cost of the play, the date of sale, and a bar code. Each ticket consists of five "Games" and each "Game" is played separately.

(b) *Play Symbols:* Each Hot Numbers ticket play area will contain a "Winning Number Area" and a "Your Numbers Area." The play symbols located in the "Winning Number Area" are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FRTY). The play symbols located in the "Your Numbers Area" are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FRTY).

(c) *Prize Symbols:* The prize symbols and their captions located in the "Your Numbers Area" are: \$5^{.00} (FIV DOL), \$10^{.00} (TEN DOL), \$20^{.00} (TWENTY), \$25^{.00} (TWY FIV), \$40^{.00} (FORTY), \$50^{.00} (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$5,000 (FIV THO) and \$50,000 (FTY THO).

(d) *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$25, \$40, \$50, \$100, \$500, \$1,000, \$5,000 and \$50,000. A player can win up to 8 times on a ticket.

(e) *Approximate Number of Tickets Available for the Game:* Approximately 9,600,000 tickets will be available for sale for the Hot Numbers lottery game.

6. *Prizes available to be won and determination of prize winners:*

(a) All Hot Numbers prize payments will be made as one-time, lump-sum cash payments.

(b) A winning Hot Numbers ticket is entitled only to the highest prize won by the winning combinations described below on each game ticket.

(c) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol, in the same "Game," and a prize symbol of \$50,000 (FTY THO) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$50,000.

(d) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol, in the same "Game," and a prize symbol of \$5,000 (FIV THO) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(e) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol, in the same "Game," and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol, in the same "Game," and a prize symbol of \$500 (FIV HUN) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(g) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol, in the same "Game," and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(h) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol, in the same "Game," and a prize symbol of \$50^{.00} (FIFTY) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(i) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol, in the same "Game," and a prize symbol of \$40^{.00} (FORTY) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(j) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol, in the same "Game," and a prize symbol of \$25^{.00} (TWY FIV) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$25.

(k) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol, in the same "Game," and a prize symbol of \$20^{.00} (TWENTY) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(l) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol, in the same "Game," and a prize symbol of \$10^{.00} (TEN DOL) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(m) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol, in the same "Game," and a prize symbol of \$5^{.00} (FIV DOL) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$5.

7. *Number and Description of Prizes and Approximate Chances of Winning:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning:

When Any Of Your Numbers
Match The Winning Number
For That "Game," Win Prize
Shown Under The Matching
Number. Win With:

	Win:	Approximate Chances Of Winning Are 1 In:	Approximate No. Of Winners Per 9,600,000 Tickets
\$5	\$5	7.94	1,209,600
\$5 × 2	\$10	31.25	307,200
\$10	\$10	33.33	288,000
\$5 × 4	\$20	66.67	144,000
\$10 × 2	\$20	66.67	144,000
\$20	\$20	71.43	134,400
\$5 × 5	\$25	666.67	14,400
\$25	\$25	666.67	14,400
\$5 × 8	\$40	500	19,200
\$10 × 4	\$40	500	19,200
\$20 × 2	\$40	500	19,200
\$40	\$40	500	19,200
\$10 × 5	\$50	500	19,200
\$25 × 2	\$50	1,000	9,600
(\$20 × 2) + (\$5 × 2)	\$50	500	19,200
\$50	\$50	1,000	9,600
\$20 × 5	\$100	2,400	4,000
\$25 × 4	\$100	1,200	8,000
\$50 × 2	\$100	1,200	8,000
(\$20 × 3) + (\$10 × 4)	\$100	2,400	4,000
\$100	\$100	1,200	8,000
\$100 × 5	\$500	12,000	800
(\$100 × 3) + (\$50 × 4)	\$500	8,000	1,200
(\$100 × 2) + (\$50 × 6)	\$500	24,000	400
\$500	\$500	12,000	800
\$500 × 2	\$1,000	24,000	400
(\$100 × 5) + \$500	\$1,000	24,000	400
\$1,000	\$1,000	24,000	400
\$1,000 × 5	\$5,000	240,000	40
\$5,000	\$5,000	192,000	50
\$50,000	\$50,000	960,000	10

Each "Game" is played separately.

Prizes, including top prizes, are subject to availability at the time of purchase.

8. Ticket Responsibility:

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person so named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

9. Ticket Validation and Requirements:

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets:* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

10. Procedures for claiming and payment of prizes:

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 12 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

11. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this subsection. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

12. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

13. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

14. *Governing Law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play Hot Numbers lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

15. *Retailer Compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in

exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

16. *Retailer Incentive Programs:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Hot Numbers lottery game tickets.

17. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

18. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Hot Numbers or through normal communications methods.

19. *Applicability:* This notice applies only to the Hot Numbers lottery game announced in this notice.

EILEEN H. McNULTY,
Secretary

[Pa.B. Doc. No. 17-339. Filed for public inspection February 24, 2017, 9:00 a.m.]

Pennsylvania Keystone Cash Fast Play Game 5000

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following terminal-based lottery game:

1. *Name:* The name of the lottery game is Pennsylvania Keystone Cash (hereinafter "Keystone Cash"). The game number is PA-5000.

2. *Definitions:*

(a) *Authorized Retailer or Retailer:* A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar Code:* The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *Game Ticket*: A bearer instrument produced through a Lottery Terminal that is the player's record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(d) *Lottery Central Computer System*: The computer gaming system on which all Fast Play plays are recorded.

(e) *Lottery Terminal*: A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, and transmitting reports, and performing inventory functions.

(f) *Play*: A chance to participate in a particular Fast Play lottery game.

(g) *Play Area*: The area on a ticket which contains one or more play symbols.

(h) *Play Symbol*: A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(i) *Prize*: A non-monetary item, money, or experience that can be won as specified in section 6 (relating to prizes available to be won and determination of prize winners) of this game notice.

(j) *Progressive Top Prize*: The top prize available for this game that begins with a minimum prize amount that grows at a pre-determined rate every time a ticket is purchased until a winning top prize ticket is sold and then resets to the minimum prize amount.

(k) *Winning Numbers Area*: The numbers, letters, symbols or other characters found in the play area that, when matched against the "Your Numbers Area," determine whether a player wins a prize.

(l) *Winning Ticket*: A game ticket which has been validated and qualifies for a prize.

(m) *Your Numbers Area*: The numbers, letters, symbols or other characters found in the play area and generated via quick pick that, when matched against the "Winning Numbers Area," determine whether a player wins a prize.

3. *Price*: The price of a Keystone Cash ticket is \$5.

4. *Description of the Keystone Cash lottery game*:

(a) The Keystone Cash lottery game is an instant win game printed from a Lottery Terminal. With the exception of the Progressive Top Prize amount, all prizes are predetermined, and the player does not have the ability to select his or her own play symbols. Keystone Cash tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Keystone Cash is played by matching the play symbols in the "Your Numbers Area" to the play symbols located in the "Winning Numbers Area." A bet slip is not used to play this game.

(c) Players can win the prize identified in section 6 (relating to prizes available to be won and determination of prize winners).

(d) A Keystone Cash game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer by verbally requesting a Keystone Cash game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(f) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Keystone Cash game ticket and selecting the Keystone Cash option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Pennsylvania Keystone Cash ticket characteristics*:

(a) A Keystone Cash ticket shall contain a play area, the cost of the play, the date of sale, and a bar code.

(b) *Play Symbols*: Each Keystone Cash ticket play area will contain a "Winning Numbers Area" and a "Your Numbers Area." The play symbols located in the "Winning Numbers Area" are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRTY). The play symbols located in the "Your Numbers Area" are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRTY).

(c) *Prize Symbols*: The prize symbols and their captions located in the "Your Numbers Area" are: \$5.⁰⁰ (FIV DOL), \$10.⁰⁰ (TEN DOL), \$15.⁰⁰ (FIFTN), \$20.⁰⁰ (TWENTY), \$40.⁰⁰ (FORTY), \$50.⁰⁰ (FIFTY), \$100 (ONE HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$5,000 (FIV THO) and PROGRESSIVE (TOP PRIZE).

(d) *Prizes*: The prizes that can be won in this game are: \$5, \$10, \$15, \$20, \$40, \$50, \$100, \$400, \$500, \$1,000, \$5,000 and the Progressive Top Prize. The Progressive Top Prize amount starts at \$45,000 and increases by 15¢ every time a Keystone Cash ticket is purchased until a winning top prize ticket is sold, at which point it resets to \$45,000. A player can win up to 12 times on a ticket.

(e) *Approximate Number of Tickets Available for the Game*: Approximately 9,600,000 tickets will be available for sale for the Keystone Cash lottery game.

6. *Prizes available to be won and determination of prize winners*:

(a) All Keystone Cash prize payments will be made as one-time, lump-sum cash payments.

(b) A winning Keystone Cash ticket is entitled only to the highest prize won by the winning combinations described below on each game ticket.

(c) Holders of tickets upon which any of the "Your Numbers" play symbols match any of the "Winning Numbers" play symbols and a prize symbol of PROGRESSIVE (TOP PRIZE) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of a "Progressive Top Prize."

The amount won under this paragraph is the amount of the Progressive Top Prize as of the time the winning ticket was purchased. The amount won will be a minimum of \$45,000.

(d) Holders of tickets upon which any of the "Your Numbers" play symbols match any of the "Winning Numbers" play symbols and a prize symbol of \$200 (TWO HUN) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(e) Holders of tickets upon which any of the "Your Numbers" play symbols match any of the "Winning Numbers" play symbols and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets upon which any of the "Your Numbers" play symbols match any of the "Winning Numbers" play symbols and a prize symbol of \$50^{.00} (FIFTY) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(g) Holders of tickets upon which any of the "Your Numbers" play symbols match any of the "Winning Numbers" play symbols and a prize symbol of \$20^{.00} (TWENTY) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(h) Holders of tickets upon which any of the "Your Numbers" play symbols match any of the "Winning Numbers" play symbols and a prize symbol of \$10^{.00} (TEN DOL) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(i) Holders of tickets upon which any of the "Your Numbers" play symbols match any of the "Winning Numbers" play symbols and a prize symbol of \$5^{.00} (FIV DOL) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$5.

7. *Number and Description of Prizes and Approximate Chances of Winning:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning:

When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:

	Win:	Approximate Chances of Winning Are 1 In:	Approximate No. Of Winners Per 9,600,000 Tickets
\$5	\$5	10	960,000
\$5 × 2	\$10	25	384,000
\$10	\$10	25	384,000
\$5 × 3	\$15	71.43	134,400
\$10 + \$5	\$15	76.92	124,800
\$15	\$15	76.92	124,800
\$5 × 4	\$20	200	48,000
\$10 × 2	\$20	200	48,000
\$20	\$20	200	48,000
\$5 × 8	\$40	333.33	28,800
\$10 × 4	\$40	333.33	28,800
\$20 × 2	\$40	333.33	28,800
\$40	\$40	333.33	28,800
\$5 × 10	\$50	666.67	14,400
\$10 × 5	\$50	666.67	14,400
\$40 + \$10	\$50	666.67	14,400
\$50	\$50	666.67	14,400
\$20 × 5	\$100	8,000	1,200
\$50 × 2	\$100	8,000	1,200
(\$10 × 8) + (\$5 × 4)	\$100	8,000	1,200
\$100	\$100	8,000	1,200
\$50 × 8	\$400	60,000	160
\$100 × 4	\$400	60,000	160
(\$100 × 2) + (\$20 × 10)	\$400	60,000	160
\$400	\$400	60,000	160
\$50 × 10	\$500	60,000	160
\$100 × 5	\$500	60,000	160
(\$50 × 2) + (\$40 × 10)	\$500	60,000	160
\$500	\$500	60,000	160
\$100 × 10	\$1,000	120,000	80
\$500 × 2	\$1,000	120,000	80
(\$100 × 8) + (\$50 × 4)	\$1,000	120,000	80
\$1,000	\$1,000	120,000	80
\$500 × 10	\$5,000	240,000	40
\$5,000	\$5,000	240,000	40
PROGRESSIVE TOP PRIZE	\$45,000*	192,000	50

* PROGRESSIVE TOP PRIZE: The minimum value of the PROGRESSIVE TOP PRIZE is \$45,000. The PROGRESSIVE TOP PRIZE increases by 15¢ every time a ticket is purchased until a top prize ticket is sold, at which time the PROGRESSIVE TOP PRIZE resets to \$45,000.

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Ticket Responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person so named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or a Fast Play ticket redeemed by a player in error.

9. *Ticket Validation and Requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets:* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

10. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) Pursuant to the preceding paragraphs, the retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 12 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

11. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this subsection. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

12. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

13. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

14. *Progressive Top Prize Restrictions:*

(a) An amount of 15¢ from the sale of each Keystone Cash ticket will be accumulated in the Progressive Top Prize pool until a winning top prize ticket is sold.

(b) *Prize Amount:* The amount of the Progressive Top Prize at the time a ticket is purchased can only be verified through the Lottery's Central Computer System. Any advertisement or any materials describing the amount of the Progressive Top Prize are only valid as of the time they are posted. If any discrepancy exists between this notice and any material describing or advertising the Keystone Cash game, this notice and the data contained in the Lottery's Central Computer System shall govern.

15. *Governing Law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play Keystone Cash lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

16. *Retailer Compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any

compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

17. *Retailer Incentive Programs.* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Keystone Cash lottery game tickets.

18. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

19. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Keystone Cash or through normal communications methods.

20. *Applicability:* This notice applies only to the Keystone Cash lottery game announced in this notice.

EILEEN H. McNULTY,
Secretary

[Pa.B. Doc. No. 17-340. Filed for public inspection February 24, 2017, 9:00 a.m.]

Pennsylvania Lots of \$50s Fast Play Game 5002

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following terminal-based lottery game:

1. *Name:* The name of the lottery game is Pennsylvania Lots of \$50s (hereinafter "Lots of \$50s"). The game number is PA-5002.

2. Definitions:

(a) *Authorized Retailer or Retailer:* A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar Code:* The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *Game Ticket:* A bearer instrument produced through a Lottery Terminal that is the player's record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(d) *Lottery Central Computer System:* The computer gaming system on which all Fast Play plays are recorded.

(e) *Lottery Terminal:* A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, and transmitting reports, and performing inventory functions.

(f) *Play:* A chance to participate in a particular Fast Play lottery game.

(g) *Play Area:* The area on a ticket which contains one or more play symbols.

(h) *Play Grid:* The numbers, letters, symbols or other characters found in the play area and generated via quick pick that, when matched against the "Winning Symbols Area," determine whether a player wins a prize.

(i) *Play Symbol:* A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(j) *Prize:* A non-monetary item, money, or experience that can be won as specified in section 6 (relating to prizes available to be won and determination of prize winners) of this game notice.

(k) *Winning Symbols Area:* The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the "Play Grid," determine whether a player wins a prize.

(l) *Winning Ticket:* A game ticket which has been validated and qualifies for a prize.

3. *Price:* The price of a Lots of \$50s ticket is \$2.

4. *Description of the Lots of \$50s lottery game:*

(a) The Lots of \$50s lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined, and the player does not have the ability to select his or her own play symbols. Lots of \$50s tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Lots of \$50s is played by matching the play symbols in the "Play Grid" area to the play symbols located in the "Winning Symbols" area. A bet slip is not used to play this game.

(c) Players can win the prize identified in section 6 (relating to prizes available to be won and determination of prize winners).

(d) A Lots of \$50s game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer by verbally requesting a Lots of \$50s game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(f) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the

self-service terminal a dollar amount equal to the total purchase price of a Lots of \$50s game ticket and select the Lots of \$50s option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Lots of \$50s ticket characteristics:*

(a) A Lots of \$50s ticket shall contain a play area, the cost of the play, the date the ticket was printed, and a bar code.

(b) *Play Symbols:* Each Lots of \$50s ticket play area will contain a "Winning Symbols Area" and a "Play Grid." The play symbols located in the "Winning Symbols Area" and the "Play Grid" are: Stack of Cash symbol, Coin symbol, Stack of Coins symbol, Money Roll symbol, Money Truck symbol, Purse symbol, Piggy Bank symbol, Handful symbol, Check symbol, Diamond symbol, Wallet symbol, Safe symbol, Gold Bar symbol and a Bank symbol.

(c) *Prizes:* The prizes that can be won in this game are: \$2, \$4, \$5, \$10, \$15, \$20 and \$50. A player can win up to 2 times on a ticket.

(d) *Approximate Number of Tickets Available for the Game:* Approximately 4,800,000 tickets will be available for sale for the Lots of \$50s lottery game.

6. *Prizes available to be won and determination of prize winners:*

(a) All Lots of \$50s prize payments will be made as one-time, lump-sum cash payments.

(b) A winning Lots of \$50s ticket is entitled only to the highest prize won by the winning combinations described below on each game ticket.

(c) Holders of tickets upon which the three symbols in the "Play Grid" appearing in a diagonal line, beginning in the lower left-hand corner of the "Play Grid," match any combination of the "Winning Symbols" play symbols, and a prize amount of \$50 appears directly above the arrow pointing to that win, on a single ticket, shall be entitled to a prize of \$50.

(d) Holders of tickets upon which the three symbols in the "Play Grid" appearing in a diagonal line, beginning in the upper left-hand corner of the "Play Grid," match any combination of the "Winning Symbols" play symbols, and

a prize amount of \$50 appears directly below the arrow pointing to that win, on a single ticket, shall be entitled to a prize of \$50.

(e) Holders of tickets upon which the three symbols appearing in the bottom row of the "Play Grid," match any combination of the "Winning Symbols" play symbols, and a prize amount of \$20 appears directly above the arrow pointing to that win, on a single ticket, shall be entitled to a prize of \$20.

(f) Holders of tickets upon which the three symbols appearing in the right column of the "Play Grid," match any combination of the "Winning Symbols" play symbols, and a prize amount of \$15 appears directly to the left of the arrow pointing to that win, on a single ticket, shall be entitled to a prize of \$15.

(g) Holders of tickets upon which the three symbols appearing in the middle row of the "Play Grid," match any combination of the "Winning Symbols" play symbols, and a prize amount of \$10 appears directly above the arrow pointing to that win, on a single ticket, shall be entitled to a prize of \$10.

(h) Holders of tickets upon which the three symbols appearing in the middle column of the "Play Grid," match any combination of the "Winning Symbols" play symbols, and a prize amount of \$5 appears directly to the left of the arrow pointing to that win, on a single ticket, shall be entitled to a prize of \$5.

(i) Holders of tickets upon which the three symbols appearing in the top row of the "Play Grid," match any combination of the "Winning Symbols" play symbols, and a prize amount of \$4 appears directly above the arrow pointing to that win, on a single ticket, shall be entitled to a prize of \$4.

(j) Holders of tickets upon which the three symbols appearing in the left column of the "Play Grid," match any combination of the "Winning Symbols" play symbols, and a prize amount of \$2 appears directly to the left of the arrow pointing to that win, on a single ticket, shall be entitled to a prize of \$2.

7. *Number and Description of Prizes and Approximate Chances of Winning:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning:

Match Any Three Of The Winning Symbols In A Row, Column, Or Diagonal, Win Prize By The Arrow Pointing To That Match. Win With:

\$2 LEFT COLUMN
\$4 TOP ROW
\$5 MIDDLE COLUMN
(\$4 TOP ROW) + (\$2 LEFT COLUMN)
(\$5 MIDDLE COLUMN) + (\$2 LEFT COLUMN)
\$10 MIDDLE ROW
(\$10 MIDDLE ROW) + (\$5 MIDDLE COLUMN)
\$15 RIGHT COLUMN
(\$15 RIGHT COLUMN) + (\$5 MIDDLE COLUMN)
\$20 BOTTOM ROW
(\$15 RIGHT COLUMN) + (\$10 MIDDLE ROW)
(\$20 BOTTOM ROW) + (\$5 MIDDLE COLUMN)
(\$20 BOTTOM ROW) + (\$10 MIDDLE ROW)
\$50 DOWN DIAGONAL
\$50 UP DIAGONAL

Win:	Approximate Chances Of Winning Are 1 In:	Approximate No. Of Winners Per 4,800,000 Tickets
\$2	9.52	504,000
\$4	16.67	288,000
\$5	33.33	144,000
\$6	250	19,200
\$7	1,000	4,800
\$10	71.43	67,200
\$15	500	9,600
\$15	500	9,600
\$20	1,000	4,800
\$20	1,000	4,800
\$25	2,000	2,400
\$25	2,000	2,400
\$30	4,800	1,000
\$50	240	20,000
\$50	240	20,000

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Ticket Responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person so named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

9. *Ticket Validation and Requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets:* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

10. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 12 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

11. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this subsection. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

12. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

13. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

14. *Governing Law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Lots of \$50s lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

15. *Retailer Compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

16. *Retailer Incentive Programs.* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Lots of \$50s lottery game tickets.

17. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast

Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

18. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Lots of \$50s or through normal communications methods.

19. *Applicability:* This notice applies only to the Lots of \$50s lottery game announced in this notice.

EILEEN H. McNULTY,
Secretary

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Pennsylvania Piggy Bank Bucks Fast Play Game 5003

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name:* The name of the lottery game is Pennsylvania Piggy Bank Bucks (hereinafter “Piggy Bank Bucks”). The game number is PA-5003.

2. *Definitions:*

(a) *Authorized Retailer* or *Retailer:* A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar Code:* The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *Game Ticket:* A bearer instrument produced through a Lottery Terminal that is the player’s record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(d) *Lottery Central Computer System:* The computer gaming system on which all Fast Play plays are recorded.

(e) *Lottery Terminal:* A device authorized by the Lottery to function in an interactive mode with the Lottery

Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, and transmitting reports, and performing inventory functions.

(f) *Play:* A chance to participate in a particular Fast Play lottery game.

(g) *Play Area:* The area on a ticket which contains one or more play symbols.

(h) *Play Symbol:* A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(i) *Prize:* A non-monetary item, money, or experience that can be won as specified in section 6 (relating to prizes available to be won and determination of prize winners) of this game notice.

(j) *Winning Numbers Area:* The numbers, letters, symbols or other characters found in the play area that, when matched against the “Your Numbers Area,” determine whether a player wins a prize.

(k) *Winning Ticket:* A game ticket which has been validated and qualifies for a prize.

(l) *Your Numbers Area:* The numbers, letters, symbols or other characters found in the play area that, when matched against the “Winning Numbers Area,” determine whether a player wins a prize.

3. *Price:* The price of a Piggy Bank Bucks ticket is \$1.

4. *Description of the Piggy Bank Bucks lottery game:*

(a) The Piggy Bank Bucks lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined, and the player does not have the ability to select his or her own play symbols. Piggy Bank Bucks tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Piggy Bank Bucks is played by matching the play symbols in the “Your Numbers Area” to the play symbols located in the “Winning Numbers Area.” A bet slip is not used to play this game.

(c) Players can win the prize identified in section 6 (relating to prizes available to be won and determination of prize winners).

(d) A Piggy Bank Bucks game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer by verbally requesting a Piggy Bank Bucks game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(f) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Piggy Bank Bucks game ticket and select the Piggy Bank Bucks option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Piggy Bank Bucks ticket characteristics:*

(a) A Piggy Bank Bucks ticket shall contain a play area, the cost of the play, the date the ticket was printed, and a bar code.

(b) *Play Symbols:* Each Piggy Bank Bucks ticket play area will contain a "Winning Numbers Area" and a "Your Numbers Area." The play symbols located in the "Winning Numbers Area" are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT). The play symbols located in the "Your Numbers Area" are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT).

(c) *Prize Symbols:* The prize symbols and their captions located in the "Your Numbers Area" are: FREE (TICKET), \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$40⁰⁰ (FORTY), \$100 (ONE HUN), \$500 (FIV HUN), \$1,000 (ONE THO) and \$5,000 (FIV THO).

(d) *Prizes:* The prizes that can be won in this game are: Free \$1 ticket, \$1, \$2, \$4, \$5, \$10, \$20, \$40, \$100, \$500, \$1,000 and \$5,000. A player can win up to 5 times on a ticket.

(e) *Approximate Number of Tickets Available for the Game:* Approximately 4,800,000 tickets will be available for sale for the Piggy Bank Bucks lottery game.

6. *Prizes available to be won and determination of prize winners:*

(a) All Piggy Bank Bucks prize payments will be made as one-time, lump-sum cash payments.

(b) A winning Piggy Bank Bucks ticket is entitled only to the highest prize won by the winning combinations described below on each game ticket.

(c) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize symbol of \$5,000 (FIV THO) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(d) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize symbol of \$500 (FIV HUN) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(f) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(g) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize symbol of \$40⁰⁰ (FORTY) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(h) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize symbol of \$20⁰⁰ (TWENTY) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(i) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(j) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(k) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize symbol of \$4⁰⁰ (FOR DOL) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(l) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize symbol of \$2⁰⁰ (TWO DOL) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(m) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize symbol of \$1⁰⁰ (ONE DOL) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$1.

(n) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize symbol of FREE (TICKET) appears in the "prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of one Piggy Bank Bucks game ticket.

7. *Number and Description of Prizes and Approximate Chances of Winning:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning:

When Any Of Your Numbers
Match Either Winning Number,
Win Prize Shown Under The
Matching Number. Win With:

FREE
\$1

Win:

FREE \$1 TICKET
\$1

Approximate
Chances Of
Winning Are 1 In:

10
100

Approximate No.
Of Winners Per
4,800,000 Tickets

480,000
48,000

When Any Of Your Numbers Match Either Winning Number, Win Prize Shown Under The Matching Number. Win With:

	Win:	Approximate Chances Of Winning Are 1 In:	Approximate No. Of Winners Per 4,800,000 Tickets
\$1 × 2	\$2	20	240,000
\$2	\$2	28.57	168,000
\$1 × 4	\$4	166.67	28,800
\$2 × 2	\$4	200	24,000
\$4	\$4	333.33	14,400
\$1 × 5	\$5	100	48,000
\$5	\$5	100	48,000
\$2 × 5	\$10	333.33	14,400
\$5 × 2	\$10	333.33	14,400
\$10	\$10	500	9,600
\$4 × 5	\$20	2,500	1,920
\$5 × 4	\$20	2,500	1,920
\$10 × 2	\$20	2,500	1,920
\$20	\$20	2,500	1,920
\$20 × 2	\$40	3,429	1,400
(\$10 × 3) + (\$5 × 2)	\$40	3,692	1,300
\$40	\$40	4,000	1,200
\$20 × 5	\$100	24,000	200
(\$40 × 2) + (\$10 × 2)	\$100	24,000	200
\$100	\$100	24,000	200
\$100 × 5	\$500	24,000	200
\$500	\$500	24,000	200
\$500 × 2	\$1,000	480,000	10
\$1,000	\$1,000	480,000	10
\$5,000	\$5,000	480,000	10

Prizes, including top prizes, are subject to availability at the time of purchase.

8. Ticket Responsibility:

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person so named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

9. Ticket Validation and Requirements:

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets:* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

10. Procedures for claiming and payment of prizes:

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 12 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

11. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this subsection. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

12. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the winning Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the winning Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

13. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

14. *Governing Law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Piggy Bank Bucks lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

15. *Retailer Compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

16. *Retailer Incentive Programs.* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Piggy Bank Bucks lottery game tickets.

17. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000

shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

18. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Piggy Bank Bucks or through normal communications methods.

19. *Applicability:* This notice applies only to the Piggy Bank Bucks lottery game announced in this notice.

EILEEN H. McNULTY,
Secretary

[Pa.B. Doc. No. 17-342. Filed for public inspection February 24, 2017, 9:00 a.m.]

DEPARTMENT OF STATE

Bureau of Corporations and Charitable Organizations; Official Forms

The Department of State (Department), Bureau of Corporations and Charitable Organizations (Bureau) proposes to amend 19 Pa. Code Appendix C (relating to official forms) to read as set forth in Annex A.

A. *Effective Date*

The proposed form will be effective on March 1, 2017.

B. *Statutory Authority*

The Department has the authority to promulgate Bureau sample forms and instructions under 15 Pa.C.S. § 133 (relating to powers of Department of State). Section 133(a)(1) of 15 Pa.C.S. specifies that sample filing forms shall not be agency regulations and are therefore explicitly excluded from the requirements of section 612 of The Administrative Code of 1929 (71 P.S. § 232) and review under the Commonwealth Attorneys Act (71 P.S. §§ 732-101—732-506) and the Regulatory Review Act (71 P.S. §§ 745.1—745.14). Section 133(a)(1) of 15 Pa.C.S. does, however, require that the forms and instructions be subject to the opportunity for public comment under section 201 of the act of July 31, 1968 (P.L. 769, No. 240), known as the Commonwealth Documents Law (CDL).

C. *Description of Proposed Revisions*

This proposal revises one of the existing forms and instructions promulgated by the Department and currently published in the *Pennsylvania Code*.

Form DSCB: 15-153(a)(17) (Special Processing)

This form is updated to clarify the procedures for special processing, wherein multiple documents delivered to the Department on the same day are requested to be filed in a certain order. The form was also modified to make clear that more than five documents may be submitted for special processing in a specific sequence at one time, by means of additional attached sheets.

The previously-referenced form and instructions, which are currently published in 19 Pa. Code Appendix C, are being deleted and replaced with the revised form set forth in Annex A. Even though Rule 2.12(a) of the *Pennsylvania Code and Bulletin Style Manual* recommends that forms be referenced in regulations rather than adopted in regulations, 15 Pa.C.S. § 133 requires that the forms and instructions be published in the *Pennsylvania Code*.

D. Fiscal Impact

Although this proposal would have no measurable fiscal impact upon the Commonwealth, its political subdivisions or the private sector, a formal fiscal analysis was not conducted because these forms are exempt from section 612 of The Administrative Code of 1929.

E. Paperwork Requirements

This proposal would not create new paperwork.

F. Regulatory Review


Under section 15 Pa.C.S. § 133(a), sample forms are exempt from the requirements of the Regulatory Review Act but shall be subject to the opportunity of public comment requirement under section 201 of the CDL.

G. Public Comment

Under 15 Pa.C.S. § 133(a)(1), which requires that publication of Bureau forms be subject to the opportunity for public comment, the Department invites interested persons to submit written comments, suggestions or objections regarding this proposal to Martha H. Brown, Assistant Counsel, Department of State, Office of Chief Counsel, 306 North Office Building, Harrisburg, PA 17120 within 30 days following publication of this notice in the *Pennsylvania Bulletin*. Reference “Bureau of Corporations and Charitable Organizations—Official Forms” when submitting comments.

PEDRO A. CORTÉS,
Secretary

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

Special Processing DSCB:15-153(a)(17) (3/1/2017)	 15317
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Special processing is the method by which multiple documents delivered to the Department of State on the same day will be filed in a certain order (e.g. file first, file second). Without this form and fee, documents submitted on the same day will be separated and are not guaranteed to be filed in the order desired.

The fee for special processing fee is \$70 (in addition to all other document filing fees and/or expedited service fees).

This form must be completed and submitted with each group of documents.

Entity Name:	Entity Number:
Requestor's Name: _____	Return Document Via: (CHECK ONLY ONE)
Requestor's Address: _____	<input type="checkbox"/> COUNTER PICKUP
_____	<input type="checkbox"/> MAIL
_____	<input type="checkbox"/> EMAIL _____
Specify the order in which documents are to be filed: File 1 st _____ (name of entity and type of document) File 2 nd _____ (name of entity and type of document) File 3 rd _____ (name of entity and type of document) File 4 th _____ (name of entity and type of document) File 5 th _____ (name of entity and type of document) (attach additional sheets as necessary)	
Special Processing fee is \$70 and is in addition to filing fees and expedited service fees. Payment Method: <input type="checkbox"/> Deposit Account number _____ <input type="checkbox"/> Check	

- ☐ By checking this box, I verify that I have read and understand the policies and procedures for Special Processing. To the best of my knowledge, the attached documents are in the proper order and are acceptable for filing as presented to the Bureau. I understand that if one of these documents is not accepted for filing, the documents to be filed after the rejected document will also be rejected. I also understand that the Special Processing fee is nonrefundable.

DEPARTMENT OF TRANSPORTATION

Contemplated Sale of Land No Longer Needed for Transportation Purposes

The Department of Transportation (Department), under the Sale of Transportation Lands Act (71 P.S. §§ 1381.1—1381.3), intends to sell certain land owned by the Department.

The following property is available for sale by the Department.

Somerset Township, Somerset County. The parcel contains 7,081 square feet of unimproved property located between Glades Pike and Westridge Road. The estimated fair market value is \$6,000.

Interested public agencies are invited to express their interest in purchasing the site within 30 calendar days from the date of publication of this notice to Thomas A. Prestash, PE, District Executive, Department of Transportation, Engineering District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648-1080.

Questions regarding this property may be directed to Joseph Tagliati, Property Manager, 1620 North Juniata Street, Hollidaysburg, PA 16648-1080, (814) 696-7215.

LESLIE S. RICHARDS,
Secretary

[Pa.B. Doc. No. 17-344. Filed for public inspection February 24, 2017, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Food & Water Watch v. Department of Environmental Protection and Papettis Hygrade Egg Products, Inc., Permittee; EHB Doc. No. 2017-008-M

Food & Water Watch has appealed the issuance by the Department of Environmental Protection of an NPDES permit (PA0009911) to Papettis Hygrade Egg Products, Inc. for a facility known as Michael Foods Egg Products located in Upper Mahantango Township, Schuylkill County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the Pennsylvania AT&T Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code

§ 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,
Chairperson

[Pa.B. Doc. No. 17-345. Filed for public inspection February 24, 2017, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Meetings Scheduled

The Health Care Cost Containment Council (Council) has scheduled the following meetings: Wednesday, March 1, 2017—Executive Committee meeting at 1:30 p.m. and Thursday, March 2, 2017—Council meeting at 10 a.m.

The meetings will be accessible at 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Persons who need accommodation due to a disability and want to attend should contact Reneé Greenawalt, (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

JOE MARTIN,
Executive Director

[Pa.B. Doc. No. 17-346. Filed for public inspection February 24, 2017, 9:00 a.m.]

INSURANCE DEPARTMENT

Aetna Health Insurance Company; Rate Filing

Aetna Health Insurance Company submitted a Student Health Insurance Plan rate filing to offer student health insurance to students enrolled in colleges in this Commonwealth. The filing is effective for the 2017-2018 school year.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov (click on the "Consumers" tab, under "Resources" select "Product Notices").

The filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Cherri Sanders-Jones, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, csandersjo@pa.gov within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 17-347. Filed for public inspection February 24, 2017, 9:00 a.m.]

Agency Contract Termination of Rebecca Vasinda under Act 143; State Farm; Doc. No. AT17-02-002

Rebecca Vasinda has requested review of an agency contract termination by State Farm under sections 1—6 of The Insurance Department Act of 1921 (40 P.S. §§ 241—246).

A pre-review telephone conference initiated by this office is scheduled for March 30, 2017, at 10 a.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before March 28, 2017. A date for a review shall be determined, if necessary, at the pre-review conference.

Motions preliminary to those at the review, protests, petitions to intervene or notices of intervention, if any, must be filed on or before March 14, 2017, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before March 28, 2017.

Persons with a disability who wish to attend the previously-referenced administrative review and require an auxiliary aid, service or other accommodation to participate in the review should contact Donna R. Fleischauer, Human Resources Director, at (717) 705-4194.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 17-348. Filed for public inspection February 24, 2017, 9:00 a.m.]

Application for Approval to Acquire Control of HM Casualty Insurance Company and NorthStone Insurance Company

Motorists Mutual Insurance Company has filed an application for approval to acquire control of HM Casualty Insurance Company, a domestic stock casualty insurance company, and NorthStone Insurance Company, a domestic stock casualty insurance company. The filing was made under the requirements of Article XIV of The Insurance Company Law of 1921 (40 P.S. §§ 991.1401—991.1413).

Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Steven L. Yerger, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, syerger@pa.gov.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 17-349. Filed for public inspection February 24, 2017, 9:00 a.m.]

Highmark Blue Cross Blue Shield; Rate Filing

Highmark Blue Cross Blue Shield has submitted a Student Health Insurance Plan rate filing to offer student health insurance to students enrolled in colleges in this Commonwealth. The filing is effective for the 2017-2018 school year.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov (click on the "Consumers" tab, under "Resources" select "Product Notices").

The filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Michael Gurgiolo, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, mgurgiolo@pa.gov within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 17-350. Filed for public inspection February 24, 2017, 9:00 a.m.]

Independence Blue Cross Family of Companies (Keystone Health Plan East, QCC Insurance Company and AmeriHealth HMO, Inc.); Rate Filing

Independence Blue Cross Family of Companies (Keystone Health Plan East, QCC Insurance Company and AmeriHealth HMO, Inc.) submitted Student Health Insurance Plan rate filings to offer student health insurance to students enrolled in colleges in this Commonwealth. The filing is effective for the 2017-2018 school year.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov (click on the "Consumers" tab, under "Resources" select "Product Notices").

The filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Rashmi Mathur, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, rmathur@pa.gov within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 17-351. Filed for public inspection February 24, 2017, 9:00 a.m.]

List of Approved Guide Source Method Vendors; Notice 2017-03

Under the authority of the Motor Vehicle Physical Damage Appraiser Act (63 P.S. §§ 851—863), the Insurance Commissioner lists guide source providers approved to calculate the replacement value of total loss or

unrecovered vehicles under 31 Pa. Code § 62.3(e)(1)(i) (relating to applicable standards for appraisal).

A listing of approved guide source method providers will be published annually in the *Pennsylvania Bulletin*. In the interim, an updated listing will be available on the Insurance Department's web site at www.insurance.pa.gov. Requests for this information may also be submitted to the Insurance Department, Bureau of Consumer Services, (877) 881-6388, fax (717) 787-8585, ra-insresponse@pa.gov.

Approved Guide Source Vendors

Accurate ACV, LLC
221 East 11th Street
Kansas City, MO 64106
(816) 291-4818
www.accuacv.com

Audatex (formerly ADP Claims Solution Group, Inc.)
15030 Avenue of Science, Suite 100
San Diego, CA 92128
(800) 237-4968
www.audatex.com

Autobid, Inc.
10965 Lowell, Suite 1007
Overland Park, KS 66210
(913)-825-4800
www.autobid.com

Automobile Red Book (including the Older Used Car Publication)
Price Digests
9800 Metcalf Avenue
Overland Park, KS 66212
(800) 654-6776
www.pricedigests.com

CCC Information Services, Inc.
222 Merchandise Mart Plaza, Suite 900
Chicago, IL 60654-1105
(800) 621-8070
www.cccis.com

Mitchell International, Inc.
6220 Greenwich Drive
San Diego, CA 92122
(900) 238-9111
www.mitchell.com

NADA Official Used Car Guide (including the Older Used Car Publication)
8400 Westpark Drive
McLean, VA 22102
(800) 544-6232
www.nada.com/b2b

Vehicle Valuation Services
1 South 450 Summit Avenue
Suite 185
Oakbrook Terrace, IL 60181
(888) 475-9975
www.vvsi.com

This document supersedes the notice published at 46 Pa.B. 6734 (October 22, 2016) and shall remain in effect until a subsequent notice is published in the *Pennsylvania Bulletin*.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 17-352. Filed for public inspection February 24, 2017, 9:00 a.m.]

National Guardian Life Insurance Company; Rate Filing

National Guardian Life Insurance Company submitted a Student Health Insurance Plan rate filing to offer student health insurance to students enrolled in colleges in this Commonwealth. The filing is effective for the 2017-2018 school year.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov (click on the "Consumers" tab, under "Resources" select "Product Notices").

The filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Rashmi Mathur, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, rmathur@pa.gov within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 17-353. Filed for public inspection February 24, 2017, 9:00 a.m.]

Notice to Workers' Compensation Insurance Carriers; Special Schedule "W" Data Call

The Insurance Department (Department) is conducting its annual workers' compensation Special Schedule "W" data call. Authority for this data call is section 655 of The Insurance Company Law of 1921 (40 P.S. § 815).

Insurance companies that write workers' compensation insurance in this Commonwealth are required to complete the data call on or before April 15, 2017.

Consistent with prior Special Schedule "W" data calls, the cover letter, general instructions and instructions for limitations affecting unpaid claims estimates are available on the Department's web site at www.insurance.pa.gov (select "Companies," then "Industry Activity," then "Data Calls").

An e-mail announcing the data call was sent to all Pennsylvania workers' compensation insurance carriers.

The Pennsylvania Compensation Rating Bureau's (Bureau) Financial Data Reporting Application (FDRA) will again be used to report all Special Schedule "W" information (including Coal Mine experience) instead of submitting directly to the Department. Refer to the Bureau's web site, www.pcrb.com, for further information on reporting workers' compensation experience for Special Schedule "W" by the FDRA.

Questions regarding this data call should be directed to Bojan Zorkic, Insurance Department, Office of Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, (717) 787-6968, bzorkic@pa.gov.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 17-354. Filed for public inspection February 24, 2017, 9:00 a.m.]

Qualified Jurisdictions for Certified Reinsurers

Under 31 Pa. Code § 161.3a(a)(1)(i) (relating to requirements for certified reinsurers), the Insurance Commissioner lists those jurisdictions deemed qualified jurisdictions for purposes of certified reinsurer status. The qualified jurisdiction status is as of January 1, 2017.

Qualified Jurisdictions

- Bermuda: Bermuda Monetary Authority (BMA)
- Ireland: Central Bank of Ireland (Central Bank)
- Japan: Financial Services Agency of Japan (FSA)
- France: Autorité Contrôle Prudentiel et de Résolution (ACPR)
- Germany: Federal Financial Supervisory Authority (BaFin)
- Switzerland: Financial Market Supervisory Authority (FINMA)
- United Kingdom: Prudential Regulation Authority of the Bank of England (PRA)

All United States jurisdictions that meet the requirement for accreditation under the National Association of Insurance Commissioners (NAIC) financial standards and accreditation program. See the most recent Accredited United States Jurisdictions list maintained by the NAIC.

Questions should be directed to Kimberly A. Rankin, Director, Company Licensing and Financial Analysis Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 783-6409, krankin@pa.gov.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 17-355. Filed for public inspection February 24, 2017, 9:00 a.m.]

United Healthcare Insurance Company (UHLC-130725989); Rate Filing

United Healthcare Insurance Company submitted a Student Health Insurance Plan rate filing to offer student health insurance to students enrolled in colleges in this Commonwealth. The filing is effective for the 2017-2018 school year.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov (click on the "Consumers" tab, under "Resources" select "Product Notices").

The filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to James Laverty, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 17-356. Filed for public inspection February 24, 2017, 9:00 a.m.]

UPMC Health Options; Rate Filing

UPMC Health Options submitted a Student Health Insurance Plan rate filing to offer student health insurance to students enrolled in colleges in this Commonwealth. The filing is effective for the 2017-2018 school year.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov (click on the "Consumers" tab, under "Resources" select "Product Notices").

The filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Cherri Sanders-Jones, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, csandersjo@pa.gov within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 17-357. Filed for public inspection February 24, 2017, 9:00 a.m.]

PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY DEPARTMENT OF ENVIRONMENTAL PROTECTION

Environmental Assessment Approval for PENNVEST Funding Consideration

Scope: Clean Water and Drinking Water State Revolving Fund Projects for April 19, 2017, Pennsylvania Infrastructure Investment Authority (PENNVEST) Board meeting consideration

Description: PENNVEST, which administers the Commonwealth's Clean Water State Revolving Fund (CWSRF) and Drinking Water State Revolving Fund (DWSRF), is intended to be the funding source for the following projects. The Department of Environmental Protection's (Department) review of these projects, and the information received in the Environmental Report for these projects, has not identified any significant, adverse environmental impact resulting from any of the proposed projects. The Department hereby approves the Environmental Assessment. If no significant comments are received during this comment period, the Environmental Assessment will be considered approved and funding for the project will be considered by PENNVEST.

To be considered, the Department must receive comments on this approval on or by March 27, 2017. Electronic comments should be submitted using the Department's eComment site at www.ahs.dep.pa.gov/eComment. Written comments can be submitted by e-mail to ecomment@pa.gov or by mail to the Policy Office, Depart-

ment of Environmental Protection, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063. Use "PENNVEST SRF-Environmental Assessment" as the subject line in written communication.

For further information about the approval of the following Environmental Assessments or the Clean Water State Revolving Loan Program and Drinking Water State Revolving Loan Program contact Richard Wright at riwright@pa.gov, the Bureau of Clean Water, Department of Environmental Protection, P.O. Box 8774, Harrisburg, PA 17105-8774, (717) 772-4059 or visit the Department's web site at <http://www.dep.pa.gov/Business/Water/CleanWater/InfrastructureFinance/Pages/default.aspx>.

CWSRF Projects Being Considered:

Applicant: Greene Township
County: Erie
Applicant Address: 9333 Tate Road, Erie, PA 16509

Project Description: The proposed project includes the construction of approximately 32,225 lineal feet of 6-inch through 8-inch diameter PVC gravity sewers, 83 man-holes, 14,293 lineal feet of force main sewers, 40,756 lineal feet of low-pressure sewers, 3 pump stations and 121 grinder pumps to provide wastewater service to the 277 equivalent dwelling units. The wastewater will be collected from Greene Township and conveyed through the Millcreek Township Sewer Authority system into the City of Erie system for treatment.

Problem Description: This is the fourth and final phase of a project whereby the most densely populated areas of Greene Township are proposed to receive public wastewater service. This phase will serve 277 equivalent dwelling units (269 residential and 8 commercial). The residents reside along the following roads: Dewey, Dutch, Gonda Drive, Hartman, Jordan, Kane Hill, Knoyle, Kuhl, Lake Pleasant, Mark, Morehouse and portions of Route 8. A sanitary survey of this project area revealed a 34.4% confirmed onlot malfunction rate. These systems leach untreated and partially treated wastewater onto the ground surface and into the waters of the Commonwealth. This project will eliminate the malfunctioning sewage systems thereby improving the area's water quality.

DWSRF Projects Being Considered:

Applicant: Aqua Pennsylvania—Sun Valley Community Water System
County: Monroe
Applicant Address: 1 Aqua Way, White Haven, PA 18661

Project Description: Aqua Pennsylvania, Inc. is proposing significant rehabilitation of the existing Sun Valley water system. Proposed improvements consist of: replacing the two existing storage tanks with a 10,000-gallon tank; replacing the well pump with no increase in capacity; constructing a new well house; replacing the chemical feed system for disinfection purposes; replacing corrosion control treatment facilities (pH adjustment and blended potassium phosphate addition); installing new discharge piping with necessary appurtenances; installing 36 lineal feet of 30-inch diameter contact main; and replacing approximately 10,300 lineal feet of distribution system main with all necessary appurtenances.

Problem Description: All system facilities are significantly deteriorated resulting in numerous leaks and periodic water outages. Additionally, basic operational functions are not being performed such as required monitoring, maintenance and operation of necessary treatment facilities for disinfection and corrosion control, and the system lacks a certified operator. These deficiencies resulted in a Field Order issued by the Department. Violations included failure to respond to an emergency to correct water outages and provide an alternate source of potable water to affected customers, failure to provide an adequate supply of water, failure to provide key water treatment processes (lack of continuous disinfection), failure to provide level of treatment as permitted, failure to have an Operation and Maintenance Plan and Emergency Response Plan, and failure to have a certified operator. To address the problems, complete rehabilitation of the public water supply system is proposed. The modification will improve the ability to operate and maintain the system and will increase the reliability of service.

PATRICK McDONNELL,
Acting Secretary
 Department of Environmental Protection

PAUL K. MARCHETTI,
Executive Director
 Pennsylvania Infrastructure Investment Authority

[Pa.B. Doc. No. 17-358. Filed for public inspection February 24, 2017, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Electric Generation Supplier License Cancellations of Companies with an Expired Financial Security

Public Meeting held
February 9, 2017

Commissioners Present: Gladys M. Brown, Chairperson; Andrew G. Place, Vice Chairperson; John F. Coleman, Jr.; Robert F. Powelson; David W. Sweet

*Electric Generation Supplier License Cancellations of
Companies with an Expired Financial Security;*
 M-2017-2584781

Tentative Order

By the Commission:

The Commission's regulations at 52 Pa. Code § 54.40(a) state that an Electric Generation Supplier (EGS) license will not be issued or remain in force until the licensee furnishes a bond or other security approved by the Commission. In addition, 52 Pa. Code § 54.40(d) states that the maintenance of an EGS license is contingent on the licensee providing proof to the Commission that a bond or other approved security in the amount directed by the Commission has been obtained.

Each EGS must file an original bond, letter of credit, continuation certificate, amendment, or other approved financial instrument with Rosemary Chiavetta, Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120 prior to the EGS's current security expiration date. Each financial instrument must be an original document that displays a "wet" signature or digital signature, preferable in blue ink, and displays a

“raised seal” or original notary stamp. The name of the principal on the original financial instrument must match exactly with the name that appears on the EGS’s license issued by the Commission.

Failure to file before the financial security’s expiration date may cause Commission staff to initiate a formal proceeding that may lead to the following: cancellation of each company’s electric supplier license, removal of each company’s information from the Commission’s website

and notification to all electric distribution companies, in which each company is licensed to do business, of the cancellation of the license.

As of January 31, 2017, each EGS listed in the Supplier Table below has not provided proof to the Commission that it has a bond or other approved security in the amount directed by the Commission, to replace its expired bond as noted in the table below.

Supplier Table—List of Electric Generation Suppliers

<i>Docket Number</i>	<i>Company Name</i>	<i>Exp. Date</i>
A-2013-2348990	ATLAS COMMODITIES, LLC	1/22/17
A-2015-2468192	LAVA ENERGY, INC.	1/13/17
A-2014-2433775*	MARATHON POWER, LLC	1/16/17
A-2011-2224748	RESOURCES ENERGY SYSTEMS, LLC	1/19/17
A-110072	RICHARDS ENRGY GROUP, INC.	1/23/17
A-2015-2507378	UTMOST, INC.	1/22/17

*Taking title to electricity

As part of its EGS license validation procedures, the Commission’s Bureau of Technical Utility Services sent a 60-day Security Renewal Notice Letter to each entity in the Supplier Table above stating that original documentation of a bond, or other approved security, must be filed within 30 days prior to each entity’s security expiration date. None of the companies listed in the Supplier Table provided the required documentation.

Based on the above facts, we tentatively conclude that the EGSs listed in the Supplier Table are not in compliance with 52 Pa. Code § 54.40(a) and (d) and therefore it is appropriate to initiate the cancellation process for each EGS license of each company listed in the Supplier Table, without the necessity of a formal complaint, as being in the public interest; *Therefore,*

It Is Ordered That:

1. Cancellation of the Electric Generation Supplier Licenses of each company listed in the Supplier Table is hereby tentatively approved as being in the public interest.

2. The Secretary serve a copy of this Tentative Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Bureau of Investigation & Enforcement, Department of Revenue—Bureau of Corporation Taxes, all electric distribution companies, all of the Electric Generation Suppliers in the Supplier Table and also cause a copy of this Tentative Order to be published in the *Pennsylvania Bulletin* with a 30-day comment period.

3. Absent the filing of adverse public comment or the filing of approved security within 30 days after publication in the *Pennsylvania Bulletin*, the Bureau of Technical Utility Services shall prepare a Final Order for entry by the Secretary.

4. Upon entry of the Final Order described in Ordering Paragraph No. 3 above, each company listed in the Supplier Table will be stricken from all active utility lists maintained by the Commission’s Bureau of Technical Utility Services and the Assessment Section of the Bureau of Administration, removed from the Commission’s website, and notifications be sent to all electric distribu-

tion companies in which the Electric Generation Suppliers are licensed to do business.

5. Upon entry of the Final Order described in Ordering Paragraph No. 3, each electric distribution company in which the Electric Generation Suppliers are licensed to do business, shall return the customers of the Electric Generation Suppliers to default service.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 17-359. Filed for public inspection February 24, 2017, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by March 13, 2017. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Applications of the following for approval to begin operating as common carriers for transportation of persons as described under each application.

A-2016-2580001 (Amended). Pampering Plus, Inc. (1522 Old York Road, Abington, Montgomery County, PA 19001) group and party service, in vehicles seating between 11 and 15 passengers including the driver, between points in the Counties of Montgomery, Bucks and Delaware, and the City and County of Philadelphia (previously advertised as paratransit service).

A-2017-2587791. Elaine Kimmel-Durlin (406 Bush Road, Danville, Montour County, PA 17821) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the Counties of Columbia, Montour and Northumberland, to points in Pennsylvania, and return.

A-2017-2568416. Pace Healthcare Transportation, Inc., t/a Pace Healthcare Transportation (401 Broad Street, Johnstown, Cambria County, PA 15906) persons in paratransit service, limited to persons requiring wheelchair and stretcher van transportation from skilled nursing facilities, from points in the Counties of Blair and Cambria, to points in Pennsylvania, and return. *Attorney:* Teresa Creagh, 209 Sigma Drive, Pittsburgh, PA 15238.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 17-360. Filed for public inspection February 24, 2017, 9:00 a.m.]

Service of Notice of Motor Carrier Formal Complaints

Formal Complaints have been issued by the Pennsylvania Public Utility Commission. Answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Answers are due March 13, 2017, and must be made with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy to the First Deputy Chief Prosecutor, Pennsylvania Public Utility Commission.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Curbside Transportation, LLC; Docket No. C-2017-2582747

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Curbside Transportation, LLC, (respondent) is under suspension effective November 30, 2016 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 1117 Glenview St., Philadelphia, PA 19111.
3. That respondent was issued a Certificate of Public Convenience by this Commission on July 11, 2016, at A-6417968.
4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-6417968 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 1/10/17

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Keith A. Kulp, t/a Kulps Trucking; Docket No. C-2017-2582870

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth

of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Keith A. Kulp, t/a Kulps Trucking, (respondent) is under suspension effective November 24, 2016 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 103 Toby Road, Coatesville, PA 19320.

3. That respondent was issued a Certificate of Public Convenience by this Commission on November 24, 2009, at A-8911510.

4. That respondent has failed to maintain evidence of Liability insurance and Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8911510 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 1/10/17

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound

by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Strine, D.E., Trucking, Inc.; Docket No. C-2017-2582939

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Strine, D.E., Trucking, Inc., (respondent) is under suspension effective December 13, 2016 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 1595 Detters Mill Road, Dover, PA 17315.

3. That respondent was issued a Certificate of Public Convenience by this Commission on February 19, 2003, at A-00119396/A-705981.

4. That respondent has failed to maintain evidence of Cargo and Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00119396/A-705981 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 1/10/17

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

**Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Craig Alan Zacherl, t/a Rolling Hills Hauling;
Docket No. C-2017-2583409**

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Craig Alan Zacherl, t/a Rolling Hills Hauling, (respondent) is under suspension effective December 22, 2016 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 1153 Rt 157, Venus, PA 16364.

3. That respondent was issued a Certificate of Public Convenience by this Commission on December 01, 2005, at A-00122058/A-707501.

4. That respondent has failed to maintain evidence of Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00122058/A-707501 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 1/11/17

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 17-361. Filed for public inspection February 24, 2017, 9:00 a.m.]

Transmission Line Project; Prehearing Conference

A-2017-2586434. West Penn Power Company and American Transmission Systems Inc. Joint application of West Penn Power Company and American Trans-

mission Systems Inc. for approval to locate and construct the Campbell-Keister Transmission Line Project in Slippery Rock and Mercer Townships, Butler County, and Liberty and Pine Townships, Mercer County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before May 3, 2017. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicants: West Penn Power Company and American Transmission Systems Inc.

Through and By Counsel: John L. Munsch, Esquire, First Energy Corporation, 800 Cabin Hill Drive, Greensburg, PA 15601; and Anthony C. Decusatis, Esquire, Morgan Lewis & Bockius, LLP, 1701 Market Street, Philadelphia, PA 19103-2921

Prehearing Conference

An initial prehearing conference on the previously-captioned case will be held as follows:

Date: Tuesday, May 9, 2017
Time: 10 a.m.
Location: 2nd Floor Hearing Room
 Piatt Place
 Suite 220
 301 Fifth Avenue
 Pittsburgh, PA 15222

Presiding: Administrative Law Judge Jeffrey A. Watson
 Piatt Place
 Suite 220
 301 5th Avenue
 Pittsburgh, PA 15222
 (412) 565-3550
 Fax: (412) 565-5692

Individuals representing themselves are not required to be represented by an attorney. All others (corporation, partnership, association, trust, or governmental agency or subdivision) must be represented by an attorney. Representing attorneys should file a Notice of Appearance before the scheduled hearing date.

Persons with a disability who wish to attend the hearing should contact the Pennsylvania Public Utility Commission (Commission) to make arrangements for their special needs. Call the scheduling office at the Commission at least 5 business days prior to the hearing to submit a request.

For persons who require an interpreter to participate in the hearings, the Commission will make every reasonable effort to have an interpreter present. Call the scheduling office at the Commission at least 10 business days prior to the hearing to submit a request.

- Scheduling Office: (717) 787-1399

- Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 17-362. Filed for public inspection February 24, 2017, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Condensed Statement of Revenues, Expenses and Changes in Fund Net Position

June 30, 2016 and 2015

AUDITED

	<i>Year to Date June 30, 2016</i>	<i>Year to Date June 30, 2015</i>
Total Revenues	\$ 12,241,665	\$ 11,078,058
Total Operating Expenses	\$ 36,780,905	\$ 36,551,316
Operating Gain (Loss)	\$ (24,539,240)	\$ (25,473,258)
Net Non-Operating Revenues (Expenses)	\$ (8,706,561)	\$ (6,090,805)
(Loss) Gain Before Capital Grants	\$ (33,245,801)	\$ (31,564,063)
Capital Grants and Appropriations	\$ 58,015,495	\$ 52,593,616
Change in Fund Net Position	\$ 24,769,694	\$ 21,029,553
Net Position, Beginning of Year	\$ 425,105,409	\$ 404,075,856
Net Position, End of Year	\$ 449,875,103	\$ 425,105,409

JEFF THEOBALD,
Executive Director

[Pa.B. Doc. No. 17-363. Filed for public inspection February 24, 2017, 9:00 a.m.]

Request for Bids

The Philadelphia Regional Port Authority will accept sealed bids for Project No. 17-016.1, Construction of Parking Lot 77L at the Philadelphia Navy Yard, until 2 p.m. on Thursday, March 23, 2017. Information (including mandatory prebid information) can be obtained from www.philaport.com under "Our Port," then "Procurement" or call (215) 426-2600.

JEFF THEOBALD,
Executive Director

[Pa.B. Doc. No. 17-364. Filed for public inspection February 24, 2017, 9:00 a.m.]

Request for Bids

The Philadelphia Regional Port Authority will accept sealed bids for Project No. 17-017.1, Roof Replacement and Concrete Repairs at the Sea Plane Hangar at Southport, until 2 p.m. on Friday, March 24, 2017. Information (including mandatory prebid information) can be obtained from www.philaport.com under "Our Port," then "Procurement" or call (215) 426-2600.

JEFF THEOBALD,
Executive Director

[Pa.B. Doc. No. 17-365. Filed for public inspection February 24, 2017, 9:00 a.m.]

PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

Hearing Scheduled

A hearing has been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's (System) denial of claimant's request concerning the indicated account.

The hearing will be held before a hearing officer at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

July 12, 2017	Colleen Saba	1 p.m.
	(Disability Retirement)	

Persons with a disability who wish to attend the previously listed hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Lori Koch, Assistant to the Executive Director, at (717) 720-4606 to discuss how the System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearing will be held in accordance with the requirements of 2 Pa.C.S. §§ 501–508 and 701–704 (relating to Administrative Agency Law). Under 22 Pa. Code § 201.1 (relating to applicability of general rules), procedural matter will be in conformance with

1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), unless specific exemption is granted.

GLEN R. GRELL,
Executive Director

[Pa.B. Doc. No. 17-366. Filed for public inspection February 24, 2017, 9:00 a.m.]

STATE BOARD OF NURSING

Automatic Suspension of the License to Practice of Christina T. DeLouis, RN; Doc. No. 0793-51- 13; File No. 13-51-03575

On October 27, 2016, Christina T. DeLouis, RN, license No. RN529930L, last known of Pittsburgh, Allegheny County, was suspended for no less than 3 years retroactive to May 17, 2013, based on violating the terms of a previous State Board of Nursing order.

Individuals may obtain a copy of the automatic suspension by writing to Megan E. Castor, Board Counsel, State Board of Nursing, P.O. Box 69523, Harrisburg, PA 17106-9523.

LINDA L. KMETZ, PhD, RN,
Chairperson

[Pa.B. Doc. No. 17-367. Filed for public inspection February 24, 2017, 9:00 a.m.]

Automatic Suspension of the License to Practice of Michelle Elizabeth Hendrickson, LPN; Doc. No. 1592-51-15; File No. 14-51-10648

On December 16, 2016, Michelle Elizabeth Hendrickson, LPN, license No. PN294624, last known of Palmyra, Lebanon County, was indefinitely suspended, based on being unable to practice with reasonable skill and safety to patients by reason of mental or physical illness or condition or physiological or psychological dependence upon alcohol, hallucinogenic or narcotic drugs or other drugs which tend to impair judgment or coordination so long as the dependence shall continue.

Individuals may obtain a copy of the automatic suspension by writing to Megan E. Castor, Board Counsel, State Board of Nursing, P.O. Box 69523, Harrisburg, PA 17106-9523.

LINDA L. KMETZ, PhD, RN,
Chairperson

[Pa.B. Doc. No. 17-368. Filed for public inspection February 24, 2017, 9:00 a.m.]

Bureau of Professional and Occupational Affairs v. Stacie Wiegand Sullivan, LPN; File No. 14-51- 10450; Doc. No. 1932-51-14

On December 12, 2016, Stacie Wiegand Sullivan, LPN, license No. PN265463, last known of Upland, Delaware County, had her practical nursing license indefinitely suspended based upon her conviction of a crime of moral turpitude.

Individuals may obtain a copy of the adjudication by writing to Ariel E. O'Malley, Board Counsel, State Board of Nursing, P.O. Box 69523, Harrisburg, PA 17106-9523.

This order represents the final State Board of Nursing (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of appeals is the previously-named Board counsel.

LINDA L. KMETZ, PhD, RN,
Chairperson

[Pa.B. Doc. No. 17-369. Filed for public inspection February 24, 2017, 9:00 a.m.]

Commonwealth of Pennsylvania, Bureau of Professional and Occupational Affairs v. Adebayo Omotayd Onigbinde, RN, Respondent; File No. 14-51-02485; Doc. No. 1901-51-16

Notice to Adebayo Omotayd Onigbinde, RN:

On October 14, 2016, the Commonwealth of Pennsylvania, Department of State, Bureau of Professional and Occupational Affairs, instituted a formal administrative action against you by filing an Order to Show Cause, before the State Board of Nursing, alleging that you have violated certain provisions of the Pennsylvania Practical Nurse Law, Act of March 2, 1956, P.L. (1955) 1211, ("Act"). You are being served pursuant to 1 Pa. Code § 33.31 and Rule 430 of the Pennsylvania Rules of Civil Procedure, 231 Pa. Code Rule 430, providing for service of process upon you by publication.

Notice

Formal disciplinary action has been filed against you. You may lose your license, certificate, registration or permit to practice your profession or occupation. You may

be subject to civil penalties of up to \$10,000 for each violation, and the imposition of costs of investigation.

If you wish to defend against the charges in the attached Order to Show Cause or to present evidence to mitigate any penalty that may be imposed, the procedures for doing so are explained in the Order to Show Cause. You may obtain a copy of the Order to Show Cause from the Prothonotary for the Department of State, 2601 North Third Street, P.O. Box 2649, Harrisburg, PA 17105, telephone number, (717) 772-2686.

You have the right to retain an attorney. Although you may represent yourself without an attorney, you are advised to seek the help of an attorney. You also have the right to have an interpreter provided should you request one.

All proceedings are conducted under the Administrative Agency Law and the General Rules of Administrative Practice and Procedures.

You are directed to respond to the charges by filing a written answer within thirty (30) days of this NOTICE. IF YOU DO NOT FILE AN ANSWER, DISCIPLINARY ACTION MAY BE TAKEN AGAINST YOU WITHOUT A HEARING. To file your answer, you must bring or send an original and three (3) copies of your answer and any pleadings or other documents related to this matter to the following address:

Prothonotary
Department of State
2601 North Third Street
P.O. Box 2649
Harrisburg, PA 17105

You must also send a separate copy of your answer and any other pleadings or documents related to this case to the prosecuting attorney named in the Order to Show Cause.

LINDA L. KMETZ, PhD, RN,
Chairperson

[Pa.B. Doc. No. 17-370. Filed for public inspection February 24, 2017, 9:00 a.m.]

STATE CONSERVATION COMMISSION

Action on Odor Management Plans for Concentrated Animal Operations and Concentrated Animal Feeding Operations and Volunteers Complying with the Commonwealth's Facility Odor Management Program

The State Conservation Commission has taken the following actions on previously received applications for Odor Management Plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient management and odor management).

Persons aggrieved by any action may appeal under 3 Pa.C.S. § 517 (relating to appealable actions), section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, so individuals interested in challenging this action should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary of the Board at (717) 787-3483 for more information.

Odor Management Plan—Public Notice Spreadsheet—Actions

<i>Ag Operation Name, Address</i>	<i>County/Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New, Amended or Existing</i>	<i>Action Taken</i>
Collett Farms, LLC 1118 Luxemburg Road Lykens, PA 17048	Dauphin County/ Lykens Township	1,209.6	Layers	Amended	Approved
Tanner Bence 544 Shankle Road Schellsburg, PA 15559	Bedford County/ Napier Township	135.28	Ducks	New	Approved
Pleasant View Farms, Inc.— Mowry Farm 121 Appleberry Lane Roaring Spring, PA 16673	Bedford County/ Bloomfield Township	75	Cattle	New	Approved
John K. Stoltzfus, Jr. 126 South Groffdale Road Leola, PA 17540	Lancaster County/ Upper Leacock Township	61.59	Layers	Existing	Rescind
John Zimmerman 1014 Silver Hill Road Narvon, PA 17555	Lancaster County/ Brecknock Township	59.49	Turkey	New	Approved
John R. Lefever 1045 Holtwood Road Quarryville, PA 17566	Lancaster County/ Drumore Township	342	Layer	New	Approved
Pappy's Orchard, LLC 2474 Urffer Road Coopersburg, PA 18036	Lehigh County/ Lower Milford Township	155.23	Turkey	New	Approved
Daniel K. Kauffman 212 Pear Lane Spring Glen, PA 17978	Dauphin County/ Lykens Township	54.59	Layer	Existing	Rescind
Brian J. Hummer 501 Columbia Hill Road Danville, PA 17821	Montour County/ Valley Township	250.2	Turkey	New	Approved

PATRICK McDONNELL,
Acting Chairperson

[Pa.B. Doc. No. 17-371. Filed for public inspection February 24, 2017, 9:00 a.m.]

